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REGISTER

IN THIS ISSUE "INDEX OF ADOPTED RULES"

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(Includes rules filed through January 24, 1983)

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RULE PROPOSALS

BANKING

(a)

DIVISION OF BANKING

State Chartered Commercial Banks Investments; Approved Subsidiaries

Proposed Amendment: N.J.A.C. 3:11-2.1

Authorized By: Michael M. Horn, Commissioner,
Department of Banking.
Authority: N.J.S.A. 17:1-8.1 and 17:9A-60(6).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Roger F. Wagner, Deputy Commissioner
Department of Banking
Division of Banking
CN 040
Trenton, NJ 08625

The Department of Banking thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-43.

The agency proposal follows:

Summary

The Legislature in N.J.S.A. 17:9A-60(6) has given the Commissioner of Banking, with the approval of the Banking Advisory Board, the authority to approve a subsidiary of a controlling corporation to be considered as an individual entity when computing the limitation of liability of the subsidiary and/or the controlling corporation to a bank provided the subsidiary has capital, surplus and undivided profits aggregating \$5,000,000 or more. At the present

time, there are 17 such subsidiaries which have been approved by the Commissioner and the Board. At the January 7, 1983 meeting of the Banking Advisory Board, the addition of Sears Roebuck Acceptance Corporation, a subsidiary of Sears Roebuck and Company was approved for addition to the aforementioned list. The proposed rule reflects the addition of this corporation to the list.

Social Impact

Adoption of this rule will allow a State chartered commercial bank to expand its lending capacity to the specified subsidiary and its controlling corporation. It will provide State chartered institutions with the opportunity to offer this additional service which will aid them in serving the public and at the same time provide them with the opportunity to generate increased deposits through this expanded relationship.

Economic Impact

Adoption of this rule will allow a State chartered commercial bank to increase its potential income through expansion of its lending opportunities. Additionally, it should improve the control of the institution over the activities of the corporation involved, since the borrowings will be centralized in the same institution rather than their being forced to seek alternate sources of financing.

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

3:11-2.1 Exclusion from liabilities of controlling corporation
(a) (No change.)
(b) A list of subsidiaries approved under the provision in (a) above follows:
1.-14. (No change.)
15. Sears Roebuck Acceptance Corporation.
Renumber old 15.-17. as **16.-18.**

NEW JERSEY REGISTER

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(a)

DIVISION OF BANKING, CONSUMER CREDIT BUREAU

**Other Business
Owner Financed Second Moartgages**

Proposed Amendments: N.J.A.C. 3:17-7.1 and 7.3

Authorized By: Michael M. Horn, Commissioner,
Department of Banking.
Authority: N.J.S.A. 17:10-1 et seq., specifically 17:10-13 and 17:10-23.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Roger F. Wagner, Deputy Commissioner
Department of Banking
Division of Banking
CN 040
Trenton, NJ 08625

The Department of Banking thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-49.

The agency proposal follows:

Summary

This proposed change would permit licensed small loan lenders, as defined in and pursuant to N.J.S.A. 17:10-1 et seq., to purchase owner originated second mortgages from anyone holding such a mortgage. The Department of Banking realizes that when homeowners attempt to sell their homes they are often required to take back a second mortgage from the buyer in order to consummate the sale of the property. The Commissioner of Banking has the authority to approve the type of businesses in which a small loan lender can be permissibly engaged but, up to now, small loan lenders licensed by the Department of Banking to dispense small loans have not been licensed to buy owner originated second mortgages. The Department believes that by permitting small loan lenders to buy owner originated second mortgages a secondary mortgage money market would be created which may stimulate home buying through more accessible means to mortgage money. This would occur where a home seller (mortgagee) gives a home buyer (mortgagor) a second mortgage to complete the sale of the home. A small loan lender could then negotiate the purchase of the second mortgage from the home seller (mortgagee) on whatever terms the two parties agree. Upon agreement the second mortgage between the original home seller and home buyer is assigned to the small loan lender at the same rate of interest that had been agreed upon by the original parties.

Social Impact

This proposal will have an impact on sellers and buyers of homes and licensed small loan lenders. Currently there are approximately 275 offices of small loan lenders throughout the State of New Jersey in all 21 counties providing consumer loan service to residents. Permitting the proposed new business activity by the licensees would be geographically advantageous to the licensees and the citizens of New Jersey. The licensees would have a new business to engage in. A sale of a home would be more likely if another

source of mortgage money is available. Home sellers would benefit by having the opportunity to receive the full sale price of their home, to do whatever they wish with the proceeds, rather than be committed to a short or long term payback. Home buyers would benefit because the proposed financial arrangement could become the impetus to close an otherwise not so certain sale of a home.

Economic Impact

The creation of a secondary mortgage money market to assist the homeowner to complete the sale of the property is economically desirable since it will assist both home seekers and home sellers to consummate the sale of property and provide additional mortgage funds to the real estate market.

Full text of Subchapter 7 (Other Business) can be found at 13 N.J.R. 115(c), adopted at 13 N.J.R. 384(a). As amended, see 13 N.J.R. 471(b), 13 N.J.R. 754(a).

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

3:17-7.1 Permissible other businesses

- (a) (No change)
- (b) Upon obtaining any necessary license or authorization, a small loan licensee may engage in the following other types of businesses:
 - 1.-9 (No change)

10. Purchase of owner originated second mortgages: A licensee may purchase owner originated second mortgages under such terms and conditions as may be agreed to between the licensee and the mortgagee.

[10.] **11.** Such other businesses as the Commissioner in his discretion may deem appropriate and for which specific approval is obtained pursuant to N.J.S.A. 3:17-7.3.

3:17-7.3 Procedure for obtaining approval

- (a) Commencing 60 days from the effective date of this subchapter, no small loan licensee may conduct any business activity other than the business of making small loans, except those businesses specifically permitted by N.J.A.C. 3:17-7.1(b)1 through [9.] **10**, without approval from the Commissioner obtained as specified in this section. Prior to commencing the conduct of any of the other business activities permitted by N.J.A.C. 3:17-7.1(b) [10.] **11**, a small loan licensee shall notify the Commissioner of its intention to do so. Such notice shall contain a detailed description of the proposed activity and a statement of the perceived public need for such activity. Within 30 days from the date of the Commissioner's Notice of Acceptance to the small loan licensee, if the Commissioner does not disapprove of that activity, the activity shall be deemed approved.

- (b) (No change.)

CIVIL SERVICE

(b)

CIVIL SERVICE COMMISSION

**Hearings
Findings and Decision**

Proposed Amendment: N.J.A.C. 4:1-5.11

Authorized By: Civil Service Commission, Peter J. Calderone, Director, Division of Administrative Practices and Labor Relations.
Authority: N.J.S.A. 11:5-1(a), (d), (e), (f), 11:15-6.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Peter J. Calderone, Director
 Division of Administrative
 Practices and Labor Relations
 CN 312
 Trenton, NJ 08625

The Civil Service Commission thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-36.

The agency proposal follows:

Summary

The Civil Service Commission meets twice a month, 11 months a year, to decide appeals and other items that have been brought before it. Decision letters which explain the Commission's action are then served on all parties either personally or by certified mail pursuant to N.J.A.C. 4:1-5.11(b). There is no statutory requirement mandating this method of service. This year, with the present economic crisis, the Department has studied its methods of operation to ascertain if the same results can be obtained at less cost. It was determined that certified mail is unnecessary and expensive and that all parties would still receive the decision letters promptly if they were sent through the more cost effective regular mail. Consequently the Commission is proposing to amend N.J.A.C. 4:1-5.11(b) to delete the word "certified" mail and replace it with "regular" mail. The last phrase, "next following the date of decision," is being deleted as awkward and unnecessary.

Social Impact

The revision of N.J.A.C. 4:1-5.11(b), to replace the use of certified mail with regular mail delivery, is proposed with full awareness that the public must not be negatively affected. Since decision letters will continue to be served personally or sent out immediately after the Commission makes its decision, all parties will still receive the decisions promptly. Therefore, this amendment will have minimal social impact.

Economic Impact

This revision is a result of the Department of Civil Service's effort to conduct a more cost effective operation. Each decision letter that is sent by certified mail costs \$1.35 plus regular postage. The Department mailed approximately 2,750 decision letters last year for a \$3,712.50 expense above the cost of regular mail; an expense which will be eliminated with this change.

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

4:1-5.11 Findings and decision

- (a) (No change.)
- (b) A true copy of the decision shall be served forthwith upon each party to the proceedings personally or by [certified] **regular** mail, and a true copy shall be included in the minutes of the Commission meeting. [next following the date of decision.]
- (c) (No change.)

(a)

CIVIL SERVICE COMMISSION

Performance Evaluation and Employee Training

EPEIS: Increments

Proposed Amendment: N.J.A.C. 4:2-20.3

Authorized By: Civil Service Commission, Peter J. Calderone, Director, Division of Administrative Practices and Labor Relations.

Authority: N.J.S.A. 11:1-7, 11:5-1, 11:6-1 and 11:13-1.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Peter J. Calderone, Director
 Division of Administrative
 Practices and Labor Relations
 CN 312
 Trenton, NJ 08625

The Civil Service Commission thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-39.

The agency proposal follows:

Summary

This section established the procedure for granting an increment to an employee who performs satisfactorily subsequent to receiving an unsatisfactory performance rating. The amendment of N.J.A.C. 4:2-20.3 simply changes the terminology controlling anniversary dates from the quarterly system to bi-weekly pay periods. This change was adopted for N.J.A.C. 4:2-7.1A and 4:2-7.2 through N.J.A.C. 4:2-7.9, on April 5, 1982. N.J.A.C. 4:2-20.3 should be amended to conform to the other rule changes.

Social Impact

The amendment to N.J.A.C. 4:2-20.3 will have no impact on the employee because it reflects an employee evaluation system that is currently in operation.

Economic Impact

The amendment to N.J.A.C. 4:2-20.3 will have no economic impact because it simply reflects an evaluation system that is already in operation.

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

4:2-20.3 EPEIS program: Granting of increments

- (a)-(b) (No change.)
- (c) Requests for granting of increments may be forwarded to the Department of Civil Service 45 days or more after the effective date of the denial of an increment due to an unsatisfactory rating. The effective date of the granting of the increment shall be the next [quarterly action date] **biweekly pay period** subsequent to the request subject to the limitation that the CS-21 requesting such must be [submitted] **received** at least one week prior to the [respective quarterly] **biweekly** action date. No change shall be made in the employee's anniversary date.
- (d) (No change.)

(e) The effective date of the granting of an increment pursuant to the provisions of this section shall be limited to the [three quarterly action dates] **biweekly pay periods** falling subsequent to the 45 day limit cited above.

ENVIRONMENTAL PROTECTION

(a)

THE COMMISSIONER

Siting Criteria for New Major Commercial Hazardous Waste Facilities

Proposed New Rules: N.J.A.C. 7:1-8 and 9

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: N.J.S.A. 13:1E-57 and 13:1E-85.

DEP Docket No. 001-83-01.

Public hearings concerning this proposal will be held at the following times and locations:

February 22, 1983
10:00 A.M.—2:00 P.M.
State Museum
203 West State Street
Trenton, NJ 08625

February 24, 1983
7:30 P.M.—10:00 P.M.
Woodbury High School
25 North Broad Street
Woodbury, NJ 08096

March 1, 1983
7:30 P.M.—10:00 P.M.
Somerset County Community College
Route 28 and Lamington Road
North Branch, NJ 08876

March 2, 1983
7:30 P.M.—10:00 P.M.
Hackensack Meadowlands Environmental Center
2 DeKorte Plaza
Lyndhurst, NJ 07071

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Roger Haase
Office of Regulatory Services
Department of Environmental Protection
CN 402
Trenton, NJ 08625

The Department of Environmental Protection thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-53.

The agency proposal follows:

Summary

The proposed new rules contain the Department's criteria for the siting of new major commercial hazardous waste facilities. These criteria are proposed pursuant to Section 9 of the Major Hazardous Waste Facilities Siting Act, N.J.S.A. 13:1E-49 et seq. This section requires the Department to adopt criteria for the siting of new major commercial hazardous waste facilities which will prevent any significant adverse environmental impact resulting from the location or operation of such a facility. The Department, in conjunction with the Hazardous Waste Advisory Council, has prepared the proposed new rules. After many months of deliberation and seven public meetings, the Department is proposing criteria which it believes will protect the residents of the State, the surface and groundwaters, air quality, environmentally sensitive areas, provide for the safe transportation of hazardous waste, and ensure the structural stability of new major commercial hazardous waste facilities. The Department and Council believe that these criteria will allow for the siting of sufficient new major commercial hazardous waste facilities to meet the needs of the State, and at the same time prevent any significant adverse environmental impact which may result from the siting of the facilities. Once these criteria are adopted they will be used by both the Department and the Hazardous Waste Facilities Siting Commission in evaluating and selecting sites for new major commercial hazardous waste facilities.

Social Impact

The new criteria provide for the safe siting of much needed hazardous waste facilities. By providing criteria in the form of regulations for siting new facilities, the Department and the Hazardous Waste Advisory Council believe that the residents of New Jersey will be benefited because hazardous waste will be disposed of in properly constructed facilities in areas where the least environmental damage can occur. In addition, once the facilities are constructed, the incentive to illegally dump hazardous waste will be greatly reduced.

Economic Impact

The Department developed the criteria for a small number of large, commercial facilities. Large facilities would be able to take advantage of the principle of economies-of-scale, thus making waste disposal affordable for hazardous waste generators. Also, by promoting proper in-state waste management, hazardous waste generated in New Jersey will not have to be transported in large quantities and at considerable cost to out-of-state facilities. In addition this will benefit the State economically in the long run by reducing the amount of money needed to clean up sites resulting from illegal dumping.

Environmental Impact

The criteria provide for the siting of hazardous waste facilities in the most appropriate, environmentally safe locations. It is the objective of the Department and the Hazardous Waste Facilities Siting Commission to eliminate the improper disposal of hazardous waste and the resultant environmental degradation resulting from such improper disposal by using these criteria to develop safe sites.

Full text of the proposed new rules follows.

SUBCHAPTER 8. SITING CRITERIA FOR NEW MAJOR HAZARDOUS WASTE FACILITIES: GENERAL PROVISIONS

7:1-8.1 Scope and authority

Subchapters 8 and 9 of this chapter (N.J.A.C. 7:1-8 and 9), adopted pursuant to the Major Hazardous Waste Facilities Siting Act, N.J.S.A. 13:1E-49 et seq., and the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., establish the Department of Environmental Protection's criteria for the siting of new major

commercial hazardous waste facilities. These criteria, adopted after consultation with the Hazardous Waste Advisory Council, shall be the minimum standards for siting of new major commercial hazardous waste facilities by the Hazardous Waste Facilities Siting Commission and the Department.

7:1-8.2 Construction

(a) N.J.A.C. 7:1-8 and 9 shall be liberally construed to permit the Department to discharge its statutory functions pursuant to N.J.S.A. 13:1E-49 et seq.

(b) The Commissioner may amend, repeal or rescind these subchapters from time to time in conformance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

7:1-8.3 Purpose of the regulations

(a) The purpose of N.J.A.C. 7:1-8 and 9 is to establish criteria for the siting of any new major commercial hazardous waste facility which shall prevent any significant adverse environmental impact by providing criteria which shall:

1. Protect the residents of the State;
2. Ensure structural stability of the new major commercial hazardous waste facility;
3. Protect surface water;
4. Protect groundwater;
5. Provide for the safe transportation of hazardous waste to new major commercial hazardous waste facilities;
6. Protect environmentally sensitive areas; and
7. Protect air quality.

7:1-8.4 Applicability

(a) N.J.A.C. 7:1-8 and 9 shall apply to:

1. The Commission in the development of the major hazardous waste facilities plan and the siting of new major commercial hazardous waste facilities; and
2. The Department in the development of regulations for major hazardous waste facilities, and the review of registration statements and engineering designs for new major commercial hazardous waste facilities submitted by applicants.

7:1-8.5 Severability

If any section, subsection, provision, clause, or portion of N.J.A.C. 7:1-8 and 9 is adjudged unconstitutional or invalid by a court of competent jurisdiction, the remainder of these subchapters shall not be affected thereby.

SUBCHAPTER 9. MINIMUM CRITERIA FOR THE SITING OF MAJOR HAZARDOUS WASTE FACILITIES

7:1-9.1 Scope

This subchapter establishes the minimum criteria the Department of Environmental Protection shall follow in developing regulations for new major commercial hazardous waste facilities and for reviewing applicant's registration statements and engineering designs, and the minimum criteria the Hazardous Waste Facilities Siting Commission shall follow in developing the major hazardous waste facilities plan and in the siting of new major commercial hazardous waste facilities.

7:1-9.2 Definitions

The following words and terms, when used in N.J.A.C. 7:1-8 and 9, shall have the following meanings unless the context clearly indicates otherwise.

"Act" means the Major Hazardous Waste Facilities Siting Act, N.J.S.A. 13:1E-49 et seq.

"Active portion of the site" means the portion of the site that is actually used for the storage, treatment, or disposal of hazardous waste. It includes but is not limited to, the buildings, structures, incinerators, piping, tanks, pits, ponds, lagoons, storage areas,

process control centers, parking lots, loading/unloading areas, and all accessory appurtenances used for storage, treatment, or disposal.

1. Any area of the site where vehicles used in the operation or transport of hazardous waste may be temporarily parked, loaded or unloaded is considered within the active portion of the site.

2. Access roads and driveways are not normally considered part of the active portion of the site unless they are used for parking or activities other than transport.

"Aquifer" means a geological formation, group of formations, or part of a formation that is capable of yielding a significant amount of water to a well or a spring.

"Coastal flood plain" means the area subject to high velocity waters, including, but not limited to, hurricane wave wash or tsunamis.

"Commercial hazardous waste facility" means any hazardous waste facility which accepts hazardous waste from more than one generator for storage, treatment or disposal at a site other than the site where the hazardous waste was generated.

"Commission" means the Hazardous Waste Facilities Siting Commission established by the Act.

"Council" means the Hazardous Waste Advisory Council established by the Act.

"Criteria" means the standards adopted by the Department in this and the preceding subchapter for the siting of new major hazardous waste facilities.

"Department" means the New Jersey Department of Environmental Protection.

"Existing major hazardous waste facility" means any major hazardous waste facility which was legally in operation, or upon which construction had legally commenced prior to September 10, 1981.

"Facility" means a new major commercial hazardous waste facility.

"Formation" means a grouping of rock units or sediments of the earth's crust that are more or less distinct from other rock units or sediments because of composition or structure.

"Generator" means any person, by site, whose act or process produces hazardous waste as defined by this and the preceding subchapter.

"Groundwater" means the portion of water beneath the earth's surface that is at or below the zone of saturation where all the openings are filled with water.

"Hazardous waste" means any waste or combination of wastes which pose a present or potential threat to human health, living organisms or the environment, including but not limited to waste material that is toxic, carcinogenic, corrosive, irritating, sensitizing, biologically infectious, explosive or flammable, and any waste so designated by the United States Environmental Protection Agency. Hazardous waste does not include radioactive waste.

"Hazardous waste facility" means any area, plant or other facility for the treatment, storage or disposal of hazardous waste, including loading and transportation facilities or equipment used in connection with the processing of hazardous wastes.

"Impoundment facility" means a type of storage/treatment facility where liquid hazardous waste is stored for finite periods of time in a specially constructed and lined pit, pond or lagoon.

"Incineration facility" means a type of storage/treatment facility utilizing high temperature, high residence time combustion to bring about conversion of hazardous waste to ash and nonhazardous gaseous and particulate by-products with the recovery of energy frequently practiced.

"Land emplacement facility" means a controlled facility for the permanent disposal of hazardous waste into or onto the land and which is designed and operated to contain waste so that any migration of pollutants shall not create a health hazard. Such facilities include but are not limited to secure landfills, landfarms, and aboveground perpetual storage facilities.

"100-year flood event" means a flood of such severity that it would statistically occur only once every 100 years, although it may occur in any year.

"Hydrologic barrier" means a natural feature which restricts the movement of groundwater across it, such as a fault, groundwater divide, confining bed, discharge area, or drainage divide. It is characterized by different directions of groundwater flow or by a difference in the level of the groundwater on opposite sides.

"Major hazardous waste facility" means any commercial hazardous waste facility which has a total capacity to treat, store or dispose of more than 250,000 gallons of hazardous waste, or the equivalent thereof, as determined by the Department, except that any hazardous waste facility which would otherwise be considered a major hazardous waste facility pursuant to these subchapters solely as the result of recycling or rerefining of any hazardous wastes which are or contain gold, silver, osmium, platinum, palladium, iridium, rhodium, ruthenium or copper shall not be considered a major hazardous waste facility for the purposes of these subchapters.

"Mean sea level" means the plane about which the tide oscillates; the average height of the sea for all stages of the tide. At any particular place (for example, Sandy Hook), it is derived by averaging the hourly tide heights over a 19 year period. The current level used in surveying is based on the National Geodetic vertical datum of 1929.

"New major hazardous waste facility" means any major hazardous waste facility other than an existing major hazardous waste facility.

"Nonattainment area" means any area determined by the Department as one in which the ambient air concentrations of a criteria pollutant exceeds a national ambient air quality standard (NAAQS).

"Plan" means the Major Hazardous Waste Facilities Plan adopted by the Commission pursuant to the Act.

"Potable water" means any water used, or intended to be used, for drinking and culinary purposes.

"Public water supply" means a water supply providing piped water to the public for human consumption, if such system has at least 15 service connections or regularly serves at least 25 individuals.

"Reservoir" means any impoundment, whether naturally created or created in whole or in part by the building of structures for the retention of surface water.

"Riverine" means relating to, formed by, or resembling a river (including tributaries), stream, or brook.

"Saturated zone" means that part of the earth's crust in which all voids are filled with water.

"Seasonally high water table" means the highest elevation of the water table measured in a well which is screened in the uppermost saturated unit beneath the site during at least one hydrologic year.

"Significant" means a measurable change in the built or natural environment that is cause for concern.

"Site" means the area or plot of land being considered for use as a new major commercial hazardous waste facility.

"Storage" means the holding of hazardous waste for a temporary period, at the end of which the hazardous waste is treated, disposed of, or stored elsewhere.

"Storage/treatment facility" means a facility where hazardous waste is stored for short periods of time, which is designed and operated to recover materials or energy from hazardous waste, or to modify the properties of hazardous waste so that the waste is no longer hazardous, or to modify the properties of hazardous waste prior to land emplacement. Such facilities include but are not limited to waste transfer stations, waste blending, solvent recovery, waste oil recovery, metals recovery, acid recovery, neutralization, aqueous waste treatment, process facilities for solidification, process facilities for encapsulations, incineration and impoundment.

"Subsidence" means the lowering of the natural land surface in response to: earth movements; lowering of fluid pressure; removal of underlying supporting material by mining or solution of solids,

either artificially or from material causes; compaction due to wetting (hydrocompaction); oxidation of organic matter in soils; or added load on the land surface.

"Surface waters" means any waters of the State which are not groundwaters.

"Treatment" means any method, technique, or process, including neutralization, designed to change the physical, chemical, or biological characters or composition of any hazardous waste so as to neutralize such waste or so as to render such waste nonhazardous, safer for transport, amenable for recovery, amenable for storage, or reduced in volume. Such term includes any activity or processing designed to change the physical form or chemical composition of hazardous waste so as to render it nonhazardous.

"Uppermost saturated unit" means the saturated hydrogeologic unit (unconsolidated or bedrock) nearest the natural ground surface that is an aquifer and is separated from deeper aquifers by confining beds.

"Water bearing unit" means aquifer.

"Watershed" means the region or area drained by a river, or stream.

"Water supply well" means a well or well field completely or partially supplying potable water for human consumption or for irrigation of crops intended for direct human consumption.

"Water table" means the upper surface of groundwater, or that level below which the soil is saturated with water in a formation that is not confined by an overlying impermeable formation.

"Waters of the State" means the ocean and its estuaries, all springs, streams and bodies of surface or groundwater, whether natural or artificial, within the boundaries of this State or subject to its jurisdiction.

"Well field" means a group of water supply wells for which the Department has issued one water supply allocation permit.

"Zone of saturation" means that extensive portion of the earth's crust which is saturated with water.

7:1-9.3 Protection of the population of the State

(a) For the purpose of protecting the population of the State:

1. No major hazardous waste facility shall be sited within 2,000 feet of any structures routinely occupied by anyone for more than 12 hours per day, or by anyone under the age of 18 for more than two hours per day, except that:

i. The Commission may permit the location of a new major commercial hazardous waste facility less than 2,000 feet, but in no case less than 1,500 feet, from such structures upon showing that this location would not present a substantial danger to the health, welfare, and safety of the persons occupying or inhabiting the structures.

2. No new major commercial hazardous waste facility shall be sited in any area within a 20 mile radius of a nuclear fission plant at which spent nuclear fuel rods are stored on site.

7:1-9.4 Structural stability

(a) For the purpose of ensuring structural stability of new major commercial hazardous waste facilities:

1. No new major commercial hazardous waste facility shall be sited in a riverine flood hazard area delineated by the Department pursuant to the State Flood Hazard Area Control Act, N.J.S.A. 58:16A-50 et seq., or the 100-year flood hazard area identified under the flood insurance studies prepared for the Federal Emergency Management Agency, or in other areas shown to be within the area subject to inundation by the 100-year design flood of a nondelineated stream as determined pursuant to N.J.S.A. 58:16A-55.2.

2. No storage/treatment and incineration type of new major commercial hazardous waste facility shall be sited in:

i. A coastal flood hazard area identified by the Federal Emergency Management Agency or delineated by the Department or, if not delineated, at elevations less than 12 feet above mean sea level in the coastal flood plain, unless it can be demonstrated to the

satisfaction of the Department that the facility design will prevent the physical transport of any hazardous wastes by the 100-year coastal flood event;

ii. Areas underlain by cavernous limestone, cavernous dolomite, or cavernous marble;

iii. Areas overlying subsurface mining activities, past or present, unless the applicant can demonstrate to the satisfaction of the Department that the facility design fully compensates for the risk of surface subsidence.

3. No land emplacement and impoundment type of new major commercial hazardous waste facility shall be sited in:

i. A coastal flood hazard area identified by the Federal Emergency Management Agency or delineated by the Department or, if not delineated, at elevations less than 12 feet above mean sea level in the coastal flood plain;

ii. Areas underlain by limestone, dolomite or marble; and

iii. Areas overlying past or present subsurface mining activities.

7:1-9.5 Protection of surface water

(a) For the purpose of protecting surface water, no new major commercial hazardous waste facility shall be sited within:

1. The upstream portion of the watershed draining to an on-stream reservoir;

2. Those watershed areas that drain directly into an off-stream reservoir;

3. The watersheds for waters classified by the Department as FW-1 waters, or FW-2, Trout Production Waters, in the Surface Water Quality Standards, N.J.A.C. 7:9-4.

7:1-9.6 Protection of environmentally sensitive areas

(a) For the purpose of protecting environmentally sensitive areas, no new major commercial hazardous waste facility shall be sited in or on:

1. Wetland areas inundated by surface or groundwater with a frequency to support, under normal circumstances, a prevalence of vegetative or aquatic life that requires saturated or seasonally saturated soil conditions for growth and reproduction;

2. Areas where the placement of the facility would adversely affect a habitat of an endangered or threatened wildlife or vegetative species as defined by the New Jersey Endangered and Non-Game Species Conservation Act, N.J.S.A. 23:2A-1 et seq., or the Federal Endangered Species Act of 1973, P.L. 93-205, unless a habitat adequate to assure the survival of the species within the region surrounding or on the site is preserved.

i. These areas preserved as habitats shall be appropriately managed in accordance with a plan approved by the Endangered and Non-Game Species Project within the Division of Fish, Game and Wildlife.

3. Areas designated as wild, scenic, recreational, or developed recreational rivers, pursuant to the National Wild and Scenic Rivers Act, 16 U.S.C.A. 1271 et seq., or the New Jersey Wild and Scenic River Act, N.J.S.A. 13:8-45 et seq.;

4. Lands in municipally approved farmland preservation programs or on lands which have been dedicated to agricultural use by the purchase of their development rights pursuant to the provisions of the Farmland Preservation Bond Act, P.L. 1981, C. 276, or equivalent independent county/municipal programs, provided that such designation and dedication was officially adopted by municipal ordinance and the development rights have been purchased at least six months prior to the Commission's proposing the site or an applicant submitting to the Department and the municipality a letter stating the intention to apply for registration and engineering design approval; and

5. The Pinelands Area as established by N.J.S.A. 13:18A-11a of the Pinelands Protection Act, N.J.S.A. 13:18A-1 et seq.; or

6. Within 6.25 miles (10 kilometers) of any mandatory Federal Class I Prevention of Significant Deterioration of Air Quality area.

7:1-9.7 Ensuring safe transportation

(a) For the purpose of ensuring the safe transportation of hazardous waste from generators to new major commercial hazardous waste facilities:

1. Hazardous waste should be transported on Interstate, State or county highways or other roads which are well-maintained, well-constructed, free of obstructions and with a high degree of visibility;

2. The Department and Commission should consider requiring private, direct access roads from those specified in (a)1 above to the facility; and

3. No hazardous waste shall be transported on roads where weight restrictions for the road or any bridge on the road will be exceeded in the selected route of travel, unless engineering upgrades, undertaken and financed by the facility operators, are provided which conform to all appropriate Federal, State, county and local laws and regulations.

7:1-9.8 Protection of groundwater

(a) For the purpose of protecting groundwater:

1. New major commercial hazardous waste facilities may only be sited in areas where, prior to facility construction, the flow of groundwater in the uppermost saturated unit is predominantly parallel to or upwards toward the water table and the predominant groundwater flow direction is toward the nearest surface water body without any intermediate withdrawals from the uppermost saturated zone for public or private water supply; and

2. Land emplacement and impoundment type of new major commercial hazardous waste facilities shall be prohibited in the following areas:

i. In areas where the groundwater travel time within the uppermost saturated unit from the containment structure to the site boundary, or to a surface water body within the site boundary, is less than 10 years;

ii. In areas within one mile of a water supply well or well field producing over 100,000 gallons per day, unless it can be demonstrated to the satisfaction of the Department or Commission, as appropriate, that natural hydrologic barriers isolate the site from the aquifer being pumped; or

iii. In the case of partially in-ground facilities, in areas where, prior to facility construction, the depth to the seasonally high water level in the uppermost saturated unit will rise to within five feet of the containment structure; or

iv. In the case of wholly aboveground facilities, in areas where, prior to facility construction, the depth to the seasonally high water level in the uppermost saturated unit will rise to within one foot of the ground surface; and

3. Storage/treatment and incineration type of new major commercial hazardous waste facilities shall be prohibited in areas where the depth to the seasonally high water level in the uppermost saturated unit will rise to within one foot of the ground surface.

7:1-9.9 Protection of air quality

(a) For the purpose of protecting the air quality of the State:

1. No new major commercial hazardous waste facility shall be sited in a nonattainment area unless the facility demonstrates that emission offsets will be obtained prior to operation, pursuant to the requirements of the Department's air pollution control regulation entitled, "Control and Prohibition of Air Pollution from New or Altered Sources Affecting Ambient Air Quality in Nonattainment Areas", N.J.A.C. 7:27-18, and subject to the following more stringent requirements:

i. The annual significant emission increase for volatile organic substances shall be 10 tons per year;

ii. The annual significant emission increase for total suspended particulate matter shall be 25 tons per year;

iii. The minimum offset ratio as required by Table 2 in N.J.A.C. 7:27-18.4(b) for volatile organic substances (VOS) shall be as follows:

Distance of VOS Offsets from Facility (miles)	Minimum Offset Ratio
0-100	2:1
100-250	3:1
250-500	4:1

iv. The minimum offset ratio as required by Table 2 in N.J.A.C. 7:27-18.4(b) for total suspended particulate matter (TSP) shall be as follows:

Distance of TSP Offsets from Facility (miles)	Minimum Offset Ratio
0-0.5	1.0:1
0.5-1.0	1.5:1
1.0-2.0	2.0:1

(a)

THE COMMISSIONER

Allocation of Water Supply Costs for
Emergency Water Projects

Proposed New Rule: N.J.A.C. 7:1D-1

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: P.L. 1981, c.28 and P.L. 1981, c.29.

Docket No. 061-82-12.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Denise Parkinson
Office of Regulatory Services
Department of Environmental Protection
CN 402
Trenton, NJ 08625

The Department of Environmental Protection thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-51.

The agency proposal follows:

Summary

On February 11, 1981 the Legislature and Governor Byrne acted to provide emergency funding for a number of water supply projects to deal with the problem of water shortage through the passages of P.L. 1981, c.28, and P.L. 1981, c.29. The names and descriptions of those projects affected by the proposed new rule are as follows:

1. The George Washington Bridge Interconnection which entailed the construction of a pipeline across the George Washington Bridge to tie into the New York City system on one end and the Hackensack Water Company's system on the New Jersey side. The purpose of the interconnection was to allow the "transmitting" of a portion of the New Jersey Delaware River basin allocation of water through the New York City aqueduct into New York City and thence across the bridge. A pumping station was required in New York City. The pipe on both sides of the bridge was installed on a permanent basis. The pipe on the bridge was constructed so that it can be dismantled when appropriate and stored for future use when necessary.

2. The bolstering of the Interconnection between Elizabethtown Water Company and the Newark Water System to approximately double the transfer capability into the Newark system. As a result of said Interconnection, Elizabethtown can by withdrawing increased releases from the Raritan River at Bound Brook more fully utilize the Round Valley-Spruce Run Reservoir which supplies same.

3. The Great Notch multiple interchange facility which would tie the systems of the major water purveyors in the northeastern part of the State together to facilitate the transfer of water between the systems. This would allow the shifting of water demand to the systems most capable of supplying it.

4. The Passaic Valley Water Commission Treatment Plant improvements which were designed to add new equipment to deal with the extra treatment required of Passaic River water during low flow, high contamination conditions.

Payback approaches for additional work carried out under the drought emergency statutes will rely closely on the final determination made for the projects considered in this new rule. Prior to the proposal of this new rule, the March 26, 1981 Order, citing Executive Order No. 104, N.J.S.A. 52:14E-1 et seq., and P.L. 1981, c.28 and P.L. 1981, c.29 as authority, directed the Board of Public Utilities, in cooperation with the Department of Environmental Protection (DEP), to hold hearings for the purpose of determining the extent to which any water purveyor would benefit in the future or had already benefited from the Bolster Interconnection between Elizabethtown Water Company and the Newark Water System; the George Washington Bridge Interconnection portions of the Great Notch Interconnection Multiple Exchange Facilities; and the Passaic Valley Water Commission Treatment Plant Improvement; and to develop a schedule for charging and billing each water purveyor the full costs of planning, testing, designing, acquiring, constructing, and operating these projects. The Order of March 26, 1981 also provided for determining the appropriate rate-making treatment by the purveyors subject to the Board's jurisdiction for these charges and fees.

The Board, in cooperation with DEP, held an initial conference on April 9, 1981. Subsequent conferences were held on April 20, 1981; May 21, 1981; June 16, 1981; July 17, 1981; and July 23, 1981. In addition to the conferences, a hearing was held on April 20, 1981. During the course of the proceedings, the following water purveyors entered appearances and participated:

- Jersey City Water Department
- Newark Water Department
- North Jersey District Water Supply Commission
- Hackensack Water Company
- Elizabethtown Water Company
- Commonwealth Water Company

The foregoing are referred to herein collectively as "the purveyors". The Division of Rate Counsel, Department of the Public Advocate, appeared and participated on behalf of the public interest. As a result of the aforementioned conferences and hearing, all of the purveyors, except Passaic Valley Water Commission, drafted a Stipulation for execution by all of the purveyors, DEP, the Public Advocate, and the Board. This Stipulation provided for the settlement of the allocation of the costs of three projects: the Elizabethtown-Newark Bolstering Interconnection, the George Washington Bridge Interconnection, and the Great Notch Interconnection Multiple Exchange facilities. The purveyors arrived at the reimbursement percentage allocation as listed in this proposal, taking the following factors into consideration:

1. Elizabethtown has a 128 million gallons/day (mgd) total pumpage, 98 mgd of which is surface water. Since Elizabethtown could only be benefited in proportion to its exchange of water with Newark, only the volume of such possible exchange, in the amount of 23 mgd, would be used for the purposes of determining Elizabethtown's percentage share.

2. Commonwealth Water Company has a total pumpage of 36 mgd. However, the volume of 11 mgd was used for the purposes of the Stipulation because Commonwealth receives about one-third of its water from wells and one-third from Elizabethtown. Well water volumes were not used because the relevant data for making this benefit determination, in the case of Commonwealth, was the Passaic River basin surface water volume. The water received from Elizabethtown was not used, inasmuch as that would be a double counting of such volume.

3. With regard to Newark, the volume of 65 mgd was used rather than Newark's total pumpage of 85 mgd, because Newark receives approximately 20 mgd from North Jersey District Water Supply Commission and this volume should also not be double counted.

Since all of the purveyors have not agreed to sign the Stipulation, and the costs of the emergency projects covered therein remain outstanding, DEP by means of this proposal sets out to recover those costs. The proposal was prepared pursuant to P.L. 1981, c.28, and P.L. 1981, c.29, which authorize the Department in coordination with the Board to develop a program to charge any water supply user which benefits from any water supply project constructed with funds from the Clean Waters Fund created pursuant to the "Clean Waters Bond Act of 1976" (P.L. 1976, c.92) and from any water supply interconnection facility constructed with funds from the "Natural Resources Bond Act of 1980" (P.L. 1980, c.70) for the full costs. The proposal also establishes the base for the reimbursement percentage allocation of costs of the Bolstering Interconnection between Elizabethtown Water Company and the Newark System, the George Washington Bridge Interconnection, and the Great Notch Interconnection Multiple Exchange Facilities among the following water purveyors: North Jersey District Water Supply Commission, Hackensack Water Company, Jersey City Water Department, Elizabethtown Water Company, Commonwealth Water Company, Passaic Valley Water Commission, and the Newark Water Department. In addition, this proposal establishes the time period in which the costs of the aforementioned projects shall be paid back to the State, the manner in which said payments shall be made, and the interest to be charged. The proposal also provides for the Department to make an annual accounting of the payments. Finally, the proposal provides for the recovery of the purveyors' costs through the rate-making process.

Social Impact

This proposed new rule will have a positive effect on the people and water purveyors of the State by facilitating water supply, thus promoting residential, business and industrial stability and improving public safety and welfare.

Stabilized water systems are essential in dealing with our complex interrelated society. We no longer can act in isolation but must deal with regional concerns. Therefore, the benefits derived herein aid not only those directly affected but also those within the region and the State as a whole.

Economic Impact

The proposed new rule will have a minor economic impact on the users of the named purveyors in the form of higher water rates which would, of course, include the costs of the listed water projects. However, this cost should be far outweighed by the health and safety benefits and savings to the public. These benefits would be evidenced by the greater availability of water during water emergencies by the facilitation of its transmission. Also since these projects foster the regionalization of water supply, they allow for the more efficient transmission of water, which should result in increased availability and flexibility of water supply for the public during times of shortage.

Environmental Impact

This proposed new rule will have a positive effect on the environment in that the water projects included promote regionalization of water supply and provide drought insurance

capability. This regionalization will aid those areas of the State which experience water supply problems during water emergencies, by improving water quality and water quantity conditions.

Full text of the proposed new rule follows.

CHAPTER 1D
ALLOCATION OF WATER SUPPLY COSTS
FOR EMERGENCY WATER PROJECTS

SUBCHAPTER 1. GENERAL PROVISIONS AND
ALLOCATION PROCEDURE

7:1D-1.1 Scope and authority

This chapter, adopted pursuant to P.L. 1981, c.28 and P.L. 1981, c.29, governs the allocation of costs for water emergency projects, which were funded under that same authority, among the applicable water purveyors, for reimbursement to the State.

7:1D-1.2 Construction

This chapter shall be liberally construed to permit the Department of Environmental Protection to discharge its statutory functions, and to effectuate the payback provision of P.L. 1981, c.28 and P.L. 1981, c.29.

7:1D-1.3 Purpose

The purpose of this chapter is to establish a repayment program for applicable water purveyors for the full cost of planning, designing, acquiring, constructing and operating the water emergency projects from which they benefited as referenced in N.J.A.C. 7:1D-1.10.

7:1D-1.4 Severability

If any section, subsection, provision, clause or portion of this chapter is adjudged invalid or unconstitutional by a court of competent jurisdiction, the remainder of this chapter shall not be affected thereby.

7:1D-1.5 Definitions

"Applicable water purveyors" means those water purveyors which benefited from the construction of the water emergency projects referenced at N.J.A.C. 7:1D-1.10.

"Department" means the Department of Environmental Protection.

"Reimbursement percentage allocation" means the formula whereby the costs of the water emergency projects funded pursuant to P.L. 1981, c.28 and P.L. 1981, c.29, are distributed among the applicable water purveyors.

7:1D-1.6 Reimbursement percentage allocation

(a) The purveyors' total daily average pumpage for 1980 is to be used as a base for the reimbursement percentage allocation, except for Commonwealth Water Company and Elizabethtown Water Company.

(b) The benefit percentages for the purposes of allocating reimbursement obligations among the applicable water purveyors are as follows:

Purveyor	Total Pumpage	Pumping for Reimbursement	
		Settlement Purposes	Percentage Share
North Jersey District Water Supply Commission	100 mgd	100 mgd	24.45%
Hackensack Water Company	100	100	24.45

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Department	Jersey City Water		
	65	65	15.8925
Elizabethtown Water Company	128 (98 surface water)	23	5.6225
Commonwealth Water Company	36	11	2.69
Passaic Valley Water Commission	45†	45	11.0025
Newark Water Department	65† (approx.)	65	15.8925
		409 mgd	100.00%

†Exclusive of water from North Jersey District Water Supply Commission.

7:1D-1.7 Interest cost determination

The purveyors shall pay interest at the rate of 9.2 percent upon the unpaid balance of the principal cost. Such interest rate shall be applied to the reimbursement percentage allocation of the principal cost to be borne by each purveyor.

7:1D-1.8 Payback period and annual accounting

(a) Reimbursement for the projects can be calculated on the basis of repaying the costs over a 10-year period. This period shall be used for the purposes of computing the total principal and interest costs, and such computation shall be made in a manner which will permit each purveyor to make payments over the course of such payback period.

(b) The payback period shall commence upon there being in place and in effect a rate permitting each purveyor to recover the full amount of said charge through such rate.

1. No purveyor shall be obligated to make any payment until such a rate is in effect for all applicable water purveyors.

2. Within 60 days of the effective date of this chapter, the purveyors shall make appropriate application to the Board of Public Utilities for inclusion of the reimbursement costs in their respective rate schedules.

(c) Purveyors shall make quarterly payments to the State during the payback period.

(d) The Department shall make an annual accounting to all purveyors of payments made by each purveyor pursuant to the repayment program.

7:1D-1.9 Rate treatment

For rates subject to the jurisdiction of the Board of Public Utilities, the costs of the reimbursement shall be recovered from customers in proportion to their water usage. Approval of said rates by the Board of Public Utilities shall be sought by the applicable purveyors in the manner prescribed by regulation and statute. (See N.J.A.C. 14:1-6.16 and N.J.S.A. 48:2-21.)

7:1D-1.10 Water emergency projects

(a) Projects for which reimbursement shall be made, and the costs of each of such projects, shall be the following:

Total Cost	Total State Expenditure	Open Balance
1. Bolster Interconnection between Elizabethtown Water Company and the Newark System: \$ 6,394,507.96	\$ 6,285,255.92	\$ 109,252.04
2. George Washington Bridge Interconnection: \$ 5,597,440.00	\$ 5,324,032.94	\$ 273,407.06

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3. Great Notch Interconnection Multiple Exchange Facilities:
\$ 2,500,000.00 \$ 1,777,899.17 \$ 722,183.00

Total (Principal Cost):
\$ 14,491,947.96 \$ 13,387,188.03 \$ 1,104,759.93

(b) The costs in (a) above shall be subject to adjustment, by the Department, after assessment of adequate substantiating documentation.

7:1D-1.11 State reservation of rights

The State reserves all rights as it may have by law to seek reimbursement for the costs of the following projects but not limited thereto: Lake Hopatcong, Wawayanda Reservoir, Mount Hope Mine Projects, and the Delaware and Raritan Canal pumping station, and the design of the Raritan-Passaic Interconnection.

(a)

DIVISION OF COASTAL RESOURCES

**Wetlands Management
Wetlands Maps in Atlantic and Cumberland
Counties**

Proposed Amendment: N.J.A.C. 7:7A-1.13

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: N.J.S.A. 13:9A-2.

DEP Docket No. 003-83-01.

Public hearings concerning this proposal will be held on the following dates at the following times:

February 23, 1983, 7:30 P.M.
City Hall Council Chambers
Old City Hall
168 East Commerce Street
Bridgeton, NJ

February 24, 1983, 7:30 P.M.
Atlantic City Council Chambers
City Hall, Room 206
1301 Bacharach Blvd.
Atlantic City, NJ

In addition, **copies** of the wetlands maps affected by this proposal will be available for inspection beginning February 8, 1983 at the Clerk's Office, County Court House, Bridgeton (Cumberland County) and Mays Landing (Atlantic County).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Allan Campbell, Chief
Bureau of Coastal Planning and
Development
Division of Coastal Resources
CN 401
Trenton, NJ 08625

The Department of Environmental Protection thereafter may adopt

this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-55.

The agency proposal follows:

Summary

The Wetlands Act (N.J.S.A. 13:9A-1 et seq.) authorizes the Department of Environmental Protection to regulate most activities on mapped tidal wetlands throughout the State. The purpose of the proposed revision is to update the upper wetlands boundary of the mapped wetlands of Atlantic and Cumberland Counties to reflect both natural changes and changes which have resulted from permitted filling and construction. Individual notice to affected property owners has been made and a public hearing scheduled, as required by the Wetlands Act. The list of affected wetlands appears at N.J.A.C. 7:7A-1.13(a)5 and 7.

Two new wetlands maps in Atlantic County and five new maps in Cumberland County are being proposed for adoption. Affected property owners have been notified.

Social Impact

The proposal will result in minor changes to existing wetlands maps, and will place some additional private lands under wetlands protection. The overall social impact will be beneficial, contributing added flood protection and maintaining water quality.

Economic Impact

The proposal will result in a likely reduction in property value, albeit small, in the new maps to be adopted, but will result in a net beneficial economic impact due to a reduction in potential flood damage, recovery costs, and the maintenance of high water quality levels.

DEP Note: A number of wetlands maps promulgated and adopted in 1973 and 1975 were inadvertently omitted from the 1976 list of readopted maps, which appears in the New Jersey Administrative Code. A Notice of Correction concerning the omitted maps in Atlantic County was published on December 6, 1982 at 14 N.J.R. 1403(a). The following maps in Cumberland County were also omitted from N.J.A.C. 7:7A-1.13(a)(7). See 6 N.J.R. 393(a), 7 N.J.R. 103(a).

- xxx. 147-1854
- lxii. 161-1908

(The maps formerly codified as xxxi through cxxxv have been recodified as xxxii through cxxxvii.)

The map numbers which follow reflect these corrections and should be the only numbers used when referring to wetlands maps.

Full text of the proposal follows (those maps to be physically altered are shown in italics *thus*; new maps are shown in boldface **thus**).

7:7A-1.13 Areas affected

(a) The Wetlands Order and accompanying rules and regulations shall be applicable only to those areas shown below (seaward of) the "Upper (inland) wetlands boundary" line on the following wetlands maps:

1.-4. (No change.)

5. Atlantic County (filed in the Office of the County Recording Officer-Mays Landing):

- i. 161-1980
- ii. 161-1986
- iii. 161-1992
- iv. 161-1988
- v. 161-2004
- vi. 168-1956
- vii. 168-1962
- viii. 168-1968
- ix. 168-1974
- x. 168-1980

- xi. 168-1986
- xii. 168-1992
- xiii. 168-1998
- xiv. 168-2004
- xv. 168-2010
- xvi. 168-2016
- xvii. 168-2022
- xviii. 168-2028
- xix. 168-2034
- xx. 175-1974
- xxi. 175-1980
- xxii. 175-1986
- xxiii. 175-1992
- xxiv. 175-1998
- xxv. 175-2004
- xxvi. 175-2010
- xxvii. 175-2016
- xxviii. 175-2022
- xxix. 175-2028
- xxx. 175-2034
- xxxi. 175-2040
- xxxii. 182-1980
- xxxiii. 182-1986
- xxxiv. 182-1992
- xxxv. 182-1998
- xxxvi. 182-2004
- xxxvii. 182-2010
- xxxviii. 182-2016
- xxxix. 182-2022
- xl. 182-2028
- xli. 182-2034
- xl. 182-2040
- xl. 182-2046
- xl. 182-2052
- xl. 189-1974
- xl. 189-1980
- xl. 189-1986
- xl. 189-1992
- xl. 189-1998
- li. 189-2022
- li. 189-2028
- lii. 189-2034
- lii. 189-2040
- lii. 189-2046
- lii. 189-2052
- lii. 189-2058
- lii. 196-1974
- lii. 196-1980
- lix. 196-1986
- lx. 196-2034
- lxi. 196-2040
- lxii. 196-2046
- lxiii. 196-2052
- lxiv. 196-2058
- lxv. 196-2064
- lxvi. 196-2070
- lxvii. 203-1980
- lxviii. 203-1986
- lxix. 203-2040
- lxx. 203-2046
- lxxi. 203-2052
- lxxii. 203-2058
- lxxiii. 203-2064
- lxxiv. 203-2070
- lxxv. 203-2076
- lxxvi. 210-1974
- lxxvii. 210-1980

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lxxviii.	210-1986
lxxix.	210-2040
lxxx.	210-2046
lxxxii.	210-2052
lxxxiii.	210-2058
lxxxiv.	210-2064
lxxxv.	210-2070
lxxxvi.	210-2076
lxxxvii.	210-2082
lxxxviii.	210-2088
lxxxix.	217-1974
xc.	217-1986
xcii.	217-2040
xciii.	217-2046
xciv.	217-2052
xcv.	217-2058
xcvi.	217-2064
xcvii.	217-2070
xcviii.	217-2076
xcix.	217-2082
c.	217-2088
ci.	217-2094
cii.	224-1980
ciii.	224-2052
civ.	224-2058
cv.	224-2064
cvi.	224-2070
cvii.	224-2076
cviii.	224-2082
cix.	224-2088
cx.	224-2094
cxii.	231-2058
cxiii.	231-2064
cxiv.	231-2070
cxv.	231-2076
cxvi.	231-2082
cxvii.	231-2088
cxviii.	231-2094
cxix.	231-2100
cxx.	231-2058
cxxi.	238-2058
cxxii.	238-2064
cxxiii.	238-2064
cxxiv.	238-2070
cxxv.	238-2076
cxxvi.	238-2082
cxxvii.	238-2088
cxxviii.	238-2094
cxxix.	245-2046
xxx.	245-2052
xxxi.	245-2058
xxxii.	245-2064
xxxiii.	245-2070
xxxiv.	252-2046
xxxv.	252-2052
xxxvi.	252-2058
xxxvii.	252-2064
xxxviii.	252-2070
xxxix.	252-2070
xl.	259-2034
xli.	259-2040
xlii.	259-2046
xliiii.	259-2052
xliv.	259-2058
xlv.	259-2064
xlvi.	259-2070
xlvii.	266-2022
xlviii.	266-2028
xlix.	266-2034
l.	266-2040
li.	273-2026
lii.	
liii.	

cxlvii.	273-2022
cxlviii.	273-2028
cxlix.	273-2034
cl.	280-2004
cli.	280-2010
clii.	280-2016
cliii.	280-2022
cliv.	287-2004
clv.	287-2010
clvi.	287-2040
clvii.	287-1998
clviii.	252-2040

6. (No change.)
 7. Cumberland County (filed in the Office of the County Recording Officer—Bridgeton):

i.	119-1926
ii.	126-1860
iii.	126-1866
iv.	126-1896
v.	126-1902
vi.	126-1908
vii.	126-1914
viii.	126-1920
ix.	126-1926
x.	133-1854
xi.	133-1860
xii.	133-1866
xiii.	133-1872
xiv.	133-1878
xv.	133-1884
xvi.	133-1890
xvii.	133-1986
xviii.	133-1902
xix.	133-1908
xx.	133-1914
xxi.	133-1920
xxii.	133-1926
xxiii.	140-1854
xxiv.	140-1860
xxv.	140-1866
xxvi.	140-1972
xxvii.	140-1878
xxviii.	140-1884
xxix.	140-1890
xxx.	140-1896
xxxi.	147-1854
xxxii.	147-1860
xxxiii.	147-1866
xxxiv.	147-1872
xxxv.	147-1878
xxxvi.	147-1884
xxxvii.	147-1890
xxxviii.	147-1896
xxxix.	147-1902
xl.	147-1908
xli.	154-1836
xlii.	154-1842
xliiii.	154-1854
xliv.	154-1860
xlv.	154-1860
xlvi.	154-1866
xlvii.	154-1872
xlviii.	154-1878
xlix.	154-1884
l.	154-1896
li.	154-1902
lii.	154-1908
liii.	161-1818

liv.	161-1824
lv.	161-1830
lvi.	161-1836
lvii.	161-1842
lviii.	161-1848
lix.	161-1854
lx.	161-1860
lxi.	161-1866
lxii.	161-1908
lxiii.	161-1914
lxiv.	168-1812
lxv.	168-1818
lxvi.	168-1824
lxvii.	168-1830
lxviii.	168-1836
lxix.	168-1842
lxx.	168-1848
lxxi.	168-1854
lxxii.	168-1902
lxxiii.	168-1908
lxxiv.	168-1914
lxxv.	175-1812
lxxvi.	175-1818
lxxvii.	175-1824
lxxviii.	175-1830
lxxix.	175-1836
lxxx.	175-1842
lxxxii.	175-1848
lxxxiii.	175-1896
lxxxiv.	175-1902
lxxxv.	175-1908
lxxxvi.	175-1914
lxxxvii.	182-1800
lxxxviii.	182-1806
lxxxix.	182-1812
xc.	182-1818
xc.	182-1824
xc.	182-1824
xc.	182-1830
xcii.	182-1836
xciii.	182-1842
xciv.	182-1896
xcv.	182-1902
xcvi.	182-1908
xcvii.	182-1914
xcviii.	189-1794
xcix.	189-1800
c.	189-1806
ci.	189-1812
cii.	189-1818
ciii.	189-1824
civ.	189-1830
cv.	189-1890
cvi.	189-1896
cvii.	189-1902
cviii.	196-1782
cix.	196-1788
cx.	196-1794
cx.	196-1831
cxii.	196-1842
cxiii.	196-1890
cxiv.	196-1896
cxv.	103-1782
cxvi.	203-1788
cxvii.	203-1794
cxviii.	203-1800
cxix.	203-1806
cxx.	203-1812
cxxi.	203-1818
cxxii.	203-1824

cxxiii.	203-1836
cxxiv.	203-1842
cxxv.	203-1890
cxxvi.	210-1782
cxxvii.	210-1788
cxxviii.	210-1794
cxxix.	210-1800
cxxx.	210-1836
cxxxi.	217-1782
cxxxii.	217-1788
cxxxiii.	217-1794
cxxxiv.	217-1836
cxxxv.	224-1788
cxxxvi.	224-1794
cxxxvii.	224-1800
cxxxviii.	161-1872
cxxxix.	161-1878
cxl.	161-1884
cxli.	161-1896
cxlii.	140-1914

8.-11. (No change.)

(a)

**NEW JERSEY WATER SUPPLY
AUTHORITY**

**Water Facilities Operations
Consolidation of General Rate Schedule and
Establishment of Debt Service Assessments
for the Delaware and Raritan Canal and
the Spruce Run/Round Valley Reservoir
Complex**

**Proposed Amendment: N.J.A.C. 7:11-2
Proposed Repeal: N.J.A.C. 7:11-4**

Authorized By: Robert E. Hughey, Chairman, New Jersey
Water Supply Authority, and Commissioner, Department
of Environmental Protection.
Authority: N.J.S.A. 58:1B-7.

DEP Docket No. 002-83-01.

A **public hearing** concerning the proposal will be held on
February 25, 1983 at 10:00 A.M. at:

Labor Education Center
Rutgers University
Ryderson Lane and Clifton Avenue
New Brunswick, NJ 08903

Interested persons may submit in writing, data, views or
arguments relevant to the proposal on or before March 9, 1983.
These submissions, and any inquiries about submissions and
responses, should be addressed to:

Rocco D. Ricci, Executive Director
New Jersey Water Supply Authority
P.O. Box 5196
Clinton, NJ 08809

The New Jersey Water Supply Authority thereafter may adopt this
proposal without further notice (see: N.J.A.C. 1:30-3.5). The
adoption becomes effective upon publication in the Register of a
notice of adoption.

This proposal is known as PRN 1983-52.

The agency proposal follows:

Summary

This proposal shall amend N.J.A.C. 7:11-2 and repeal N.J.A.C. 7:11-4 for the following purposes:

1. To consolidate the present, separate General Rate Schedules for the sale of water from the Delaware and Raritan Canal and the Spruce Run/Round Valley Reservoirs Systems into a single subchapter by amending N.J.A.C. 7:11-2 and by repealing N.J.A.C. 7:11-4.

2. To amend the General Rate Schedule to include the debt service assessment component by establishment of the following rates:

a. \$23.59 per million gallons for the period from July 1, 1983 through June 30, 1988 to pay for the remaining debt service assessment on the bonds issued pursuant to the "New Jersey Water Bond Act, 1958", P.L.1958, c.35;

b. \$14.07 per million gallons for the period of July 1, 1988 through June 30, 2002 to pay for the remaining debt service on the bonds issued pursuant to the "Water Conservation Bond Act of 1969", P.L. 1969, c.127; and

c. Reservation of N.J.A.C. 7:11-2.3(c) for the establishment of a rate for debt service assessment to be incurred for the rehabilitation of the Delaware and Raritan Canal from bonds issued pursuant to the "Water Supply Bond Act of 1981", P.L. 1981, c.261.

3. Provide for an annual adjustment in the debt service assessment rate to reflect an increase or decrease in the sales base in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. and any regulations promulgated thereto. The total amount of the annual debt service is fixed by the terms of an agreement between the State Treasurer and the New Jersey Water Supply Authority.

4. Establish a requirement for the payment of interest on late payments from customers of the New Jersey Water Supply Authority.

5. Provide a method at N.J.A.C. 7:11-2.10 for new or additional water sales to pay a full proportionate share of the debt service assessment.

Social Impact

The proposal shall have minimum social impact. The proposed amendments represent the New Jersey Water Supply Authority's efforts to ensure that rates for raw water withdrawn, diverted or allocated from the the Delaware and Raritan Canal and the Spruce Run/Round Valley Reservoir Complex are equitably assessed and sufficient to provide the revenues required by the New Jersey Water Supply Authority.

Economic Impact

An economic impact will result from the proposed amendments by increasing the charges for such raw waters withdrawn, diverted or allocated from the Delaware and Raritan Canal and/or Spruce Run-Round Valley Reservoir Complex. The increased rates and charges will be required from the users of the water from these facilities and will be incorporated in all water use agreements with users of these facilities. A significant positive economic impact will result for the citizens of the State of New Jersey. Due to inadequate debt service payments, the citizens of the State have subsidized past deficits by annual legislative appropriations. The proposed amendments will allow the New Jersey Water Supply Authority to completely cover the scheduled debt service payments pursuant to the agreement with the State Treasurer.

Environmental Impact

The proposal shall have a positive environmental impact by providing the New Jersey Water Supply Authority with the revenues necessary to insure proper management of the precious water resources supplied by the Delaware and Raritan Canal and the Spruce Run/Round Valley Reservoir Complex.

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

SUBCHAPTER 2. [GENERAL RATE SCHEDULE FOR DELAWARE AND RARITAN CANAL] SCHEDULE OF RATES, CHARGES AND DEBT SERVICE ASSESSMENTS FOR THE SALE OF WATER FROM THE DELAWARE AND RARITAN CANAL AND THE SPRUCE RUN/ROUND VALLEY RESERVIOR SYSTEMS

7:11-2.1 General provisions

The rates [and], charges **and debt service assessments** listed below shall be paid for raw water **diverted**, withdrawn, or **allocated** from the Delaware and Raritan Canal[.] - **Spruce Run/Round Valley Reservoirs System**. These rates [and], charges **and debt service assessments** [together with rate adjustment and annual operations and maintenance provisions] set forth in this subchapter [will] **shall** be incorporated in all water use agreements. **The total rate charged shall include the Operation and Maintenance rate set forth at N.J.A.C. 7:11-2.2 and the Debt Service Assessments set forth at N.J.A.C. 7:11-2.3.**

7:11-2.2 [Rates and charges] **General Rate Schedule**

[(a) The charge] **The General Rate Schedule for Operations and Maintenance** per million gallons listed below is based on the estimated annual primary costs, renewal and replacement reserve, pumping reserve, major rehabilitation reserve and general reserve. **The current total sales base of 150,916 million gallons per day has been used in setting the rate listed below.**

1. **General Rate Schedule for Operations and Maintenance Component:**

Allocation	[Charge] Rate /Million Gallons
Million gallons per day (mgd)	\$81.80

[(b) This Operations and Maintenance and/or Standby Charge Component shall be in addition to any Bonded Indebtedness Component charge presently existing or to be established by the New Jersey Water Supply Authority.]

7:11-2.3 **Debt Service Assessments**

(a) **The Debt Service Assessment rate per million gallons shall be based on the amounts and schedule of payments required by the Treasurer of the State of New Jersey to pay for the bonds issued pursuant to the "New Jersey Water Bond Act, 1958", P.L. 1958, c.35 ("1958 Bonds") for the construction of the Spruce Run/Round Valley Reservoirs; the bonds issued pursuant to the "Water Conservation Bond Act of 1969", P.L. 1969, c.127 ("1969 Bonds") for the construction of outlet pipeline and dam rehabilitation; and bonds to be sold pursuant to the "Water Supply Bond Act of 1981", P.L. 1981, c.261 ("1981 Bonds") for the rehabilitation of the Delaware and Raritan Canal.**

(b) **The debt service assessment rate for the 1958 Bonds and 1969 Bonds shall be based on the current sales base of 149,986 million gallons per day, excluding water users of the Delaware and Raritan Canal within the Delaware River Basin. This debt service assessment rate does not apply to Delaware and Raritan Canal customers in the Delaware River Basin.**

1. **1958 Bond Funds:**

Period	Allocation	Rate/Million Gallons
7/1/83 to 6/30/88	Million gallons per day (mgd)	\$23.59

2. 1969 Bond Funds:

Period	Allocation	Rate/Million Gallons
7/1/88 to 6/20/2002	Million gallons per day (mgd)	\$14.07

(c) (Reserved for 1981 Bond Debt Service Assessment Rate)

[7:11-2.3]7:11-2.4 Daily allotment charge

(a) Effective on the date of commencement of charges as specified in the water use agreement and except for [standby service described in N.J.A.C. 7:11-2.5] **special use described in N.J.A.C. 7:11-2.11 and short term use described in N.J.A.C. 7:11-2.12**, the user shall pay a daily allotment charge amounting to 100 percent of the value of the quantity specified in the agreement for 24-hour withdrawal at the rates prevailing in the agreement in effect at that time.

1. The total charge shall include the General Rate Schedule described in N.J.A.C. 7:11-2.2 and the applicable Debt Service Assessment as described in N.J.A.C. 7:11-2.3.

2. Water diverted, withdrawn or allocated from the Raritan River Basin as supported by Spruce Run/Round Valley Reservoir water releases shall be modified by the appropriate Production Factor as specified in N.J.A.C. 7:11-2.6.

7:11-2.5 Equivalent sustained supply: Spruce Run/Round Valley Reservoirs System

In operating the Spruce Run/Round Valley Reservoirs System to augment natural stream flow during a period of low runoff, optimum dependable supply is attained at the confluence of the Millstone River where the combined flow from the tributaries to the Raritan River above that point becomes effective. Each application for the diversion, withdrawal or allocation of water from the Raritan River Basin is therefore to be evaluated, and differentiation in rates, charges and assessments shall be made on the basis of quantities of water to be supplied, distance between the facility and point of diversion, the cost in making such water available, the place where the water is to be used, and the character of such use.

7:11-2.6 Production Factor

(a) For any depletive diversion at any location above the confluence of the Millstone and Raritan Rivers, the inverse ratio between any upstream allocation and its equivalent in sustained supply at the confluence is expressed as the Production Factor for that allocation.

(b) For any depletive diversion at or below the confluence of the Raritan and Millstone Rivers, the Production Factor shall be considered to be unity (1.0).

(c) The total daily allotment charge set forth in N.J.A.C. 7:11-2.4 shall be multiplied by the Production Factor for a given allocation.

[7:11-2.4]7:11-2.7 Annual [Operations and Maintenance] Demand Charge

The Annual [Operations and Maintenance] Demand Charge for a given allocation shall be computed by multiplying the daily allotment charge by 365. Payment shall be made in equal monthly statements as billed.

[7:11-2.5]7:11-2.8 Standby service

(a) A user applying for water supply for occasional use only, such as fire protection, may be classified by the New Jersey Water Supply Authority as "standby service". Such user shall pay a monthly standby charge instead of a demand charge, but shall in all other respects comply with the rules and regulations for the use of water from the Delaware and Raritan Canal[.] - **Spruce Run/Round Valley Reservoirs System.**

(b) The New Jersey Water Supply Authority reserves the right to revoke such standby service classification at any time on 30 days' written notice to the user.

(c) Such revocation shall not prejudice the right of user to submit an application for normal water use either prior to, or following the effective date of revocation.

[7:11-2.6]7:11-2.9 Standby Charge

(a) A user classified under standby service, as provided in N.J.A.C. [7:11-2.5] **7:11-2.8**, shall pay [the] a monthly minimum charge based on the capacity of his withdrawal system as specified below. Said purchaser shall also pay for all water [withdrawal] **withdrawn** during the month[, and charges as set forth in the General Rate Schedule which are in excess of such monthly Standby Charge.] **in excess of such monthly Standby Charge, based on charges as set forth under N.J.A.C. 7:11-2.2 and 2.3.**

Note: Mgd = million gallons daily; gpm = gallons per minute.

1. For Delaware and Raritan Canal Standby Contracts within the Delaware River Basin:

Maximum withdrawal capacity	Charge per month
Each 1 mgd (700 gpm) [or fraction thereof]:	\$81.80 plus annual debt service assessment rate for 1981 Bonds when assessed.

2. For Delaware and Raritan Canal Standby Contracts within the Raritan River Basin:

Maximum withdrawal capacity	Charge per month
Each 1 mgd (700 gpm)	\$81.80 plus annual debt service assessment rates for 1958 Bonds and 1969 Bonds plus 1981 Bond debt service rate when assessed.

[7:11-2.7]7:11-2.10 Rate adjustment

(a) The New Jersey Water Supply Authority reserves the right to review and revise [these rates and charges] **the General Rate Schedule** from time to time by the establishment of a new General Rate Schedule [subject to public hearing. Purchasers shall be notified of such changes not less than six months in advance of the effective date of such revision.] **promulgated pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. and any regulations promulgated thereto.** Any contract for the sale of water shall be subject to the exercise of this power.

(b) **The New Jersey Water Supply Authority reserves the right to annually review the sales base to make adjustments, if necessary, in the General Rate Schedule as set forth at N.J.A.C. 7:11-2.2 and the Debt Service Assessment rate as set forth at N.J.A.C. 7:11-2.3. Any said adjustments shall be promulgated pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. and any regulations promulgated thereto.**

(c) **Contracts for new or additional water sales after July 1, 1983 shall contain provisions requiring the retroactive payment of a full proportionate share of the total annual Debt Service Assessment payments made by the New Jersey Water Supply Authority to the State Treasurer during the period from July 1, 1983 to the effective date of any new contract.**

1. In addition to the adjusted Debt Service Assessment rate, resulting from new or additional sales, the new contract shall require that the total retroactive amount is to be paid in equal

monthly increments over at least a 10-year period, or until the end of the State Treasurer's 1981 Bond, Delaware and Raritan Canal Rehabilitation Repayment Program, whichever is longer.

2. For each year after the date of a new contract, the New Jersey Water Supply Authority will credit preexisting users with a proportionate share of the annual retroactive amount paid by any new user.

7:11-2.11 Special user rates: Spruce Run/Round Valley Reservoirs System

Where the water withdrawn within the Raritan River Basin, as supported by releases from Spruce Run and Round Valley Reservoirs, is returned to the stream channel at a point in the near vicinity of the point of withdrawal and substantially undiminished in quantity, all as determined by the New Jersey Water Supply authority, the purchaser shall only pay at the rate specified under the General Rate Schedule as set forth at N.J.A.C. 7:11-2.2, as applied to the daily allotment. The Annual Demand Charge for such use shall be determined by multiplying the daily allotment charge by 365.

7:11-2.12 Short-term user rate

Until such time as the total water supply capacity of the Delaware and Raritan Canal-Spruce Run/Round Valley Reservoirs System is contracted for, interim short-term use of uncommitted capacity may be available on a nonguaranteed interruptible basis for a period of up to one year to support such uses as the growing of agricultural and horticultural products. Such purchaser shall only pay at the rate specified under the General Rate Schedule as set forth at N.J.A.C. 7:11-2.2, as applied to the total water actually diverted during any month.

7:11-2.13 Late payment interest charge

Payments are due within 30 days of the billing date. After the due date, late payments shall be assessed a late payment charge at the prime interest rate prevailing on the due date plus two percent, but not to exceed a total of 18 percent per annum. The late payment charge is to be calculated from the date when the bill is payable until the actual date of payment.

OFFICE OF ADMINISTRATIVE LAW NOTE: The full text of the proposed repeal, N.J.A.C. 7:11-4.1 through 4.10, can be found in the New Jersey Register at 14 N.J.R. 682 and 14 N.J.R. 1451.

HEALTH

(a)

CONSUMER HEALTH SERVICES

**Prescriptions for Controlled Substances
Manner of Issuance of Prescriptions**

Proposed Amendment: N.J.A.C. 8:65-7.5

Authorized By: Allen N. Koplin, M.D., M.P.H., Acting Commissioner, Department of Health.
Authority: N.J.S.A. 24:21-9 and 24:21-15.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Lucius A. Bowser, R.P., M.P.H.
Chief
Drug Control Program
New Jersey State Department of Health
CN 364
Trenton, NJ 08625

The Department of Health thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-47.

The agency proposal follows:

Summary

The Department of Health has on occasion received inquiries from pharmacists asking how long a drug prescription is valid for filling. Under a previous Federal law, prescriptions had to be filled within seven days from the date of issue. This time limit became unworkable and the limitation was removed. However, confusion resulted when prescriptions were presented for filling months after they had been initially issued. Pharmacists questioned the validity of such outdated prescriptions but had no standard to determine whether filling the prescription would meet a legitimate medical need or was an instance of abuse.

The proposed amendment would place a 30-day time limit for filling a prescription by a pharmacist once it is issued. This would prevent the practice, illicit or not, of holding a prescription for patent drugs for unnecessary lengths of time. This time limit would legitimize the medical need for the prescription and preclude unauthorized use as much as possible.

Social Impact

This change would have no effect on a person's ability to have a controlled substances prescription filled within a reasonable time after it was written or prescribed by a practitioner. It would not have any effect upon the patient or the delivery of sound medical care and would legitimize the issuance of a controlled substances prescription for a valid purpose.

Economic Impact

The change would not cause any economic burden on the prescriber, patient or pharmacist.

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

8:6-7.5 Manner of issuance of prescriptions

(a) All prescriptions for controlled substances shall be dated as of, and signed on, the day when issued and shall bear the full name and address of the patient, and the name, address and registration number of the practitioner. **All prescriptions for controlled substances, regardless of schedule, shall be presented to a pharmacist for filling within 30 days after the date when issued.** A practitioner may sign a prescription in the same manner as he would sign a check or legal document (e.g., J. H. Smith or John H. Smith). Where an oral order is not permitted, prescriptions shall be written with ink or indelible pencil or typewriter and shall be manually signed by the practitioner. The prescription may be prepared by a secretary or agent for the signature of the practitioner, but the prescribing practitioner is responsible in case the prescription does not conform in all essential respects to the law and regulations. A corresponding liability rests upon the pharmacist who fills a prescription not prepared in the form prescribed by these regulations.

(b)-(c) (No change.)

(a)

CONSUMER HEALTH SERVICES**Controlled Dangerous Substances
Schedule V; Loperamide****Proposed Amendment: N.J.A.C. 8:65-10.5**

Authorized By: Allen N. Koplin, M.D., M.P.H., Acting
Commissioner, Department of Health.
Authority: N.J.S.A. 24:21-3 and 24:21-9.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Lucius A. Bowser, R.P., M.P.H.
Chief
Drug Control Program
New Jersey State Department of Health
CN 364
Trenton, NJ 08625
(609)984-1308

The Department of Health thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-48.

The agency proposal follows:

Summary

The proposal deletes Loperamide from control under the Controlled Dangerous Substances Act and brings the Act into conformity with Federal law (as published in Federal Register Vol. 47, No. 213, pg 49840). Loperamide has a currently accepted medical use in treatment in the United States and does not have sufficient potential for abuse or abuse liability to justify its continued control in any schedule.

Social Impact

The removal of Loperamide from the Controlled Dangerous Substance Act will not have any adverse impact on any practitioner or consumer.

Economic Impact

Implementation of the removal of Loperamide resulting in a reduction of record keeping, may result in some cost savings for controlled substances registrants.

Full text of the proposal follows (deletions indicated in brackets [thus]).

8:65-10.5 Controlled Dangerous Substances; Schedule V

(a) (No change.)

(b) The following is Schedule V listing the controlled dangerous substances by generic, established or chemical name and the controlled dangerous substances code numbers.

1. (No change.)

[2. The following drugs and other substances, by whatever official name, common or usual name, chemical name or brand name designated, listed in this section (listed by generic/established or chemical name with CDS Code):

Loperamide 8125]

(b)

DRUG UTILIZATION REVIEW COUNCIL**Interchangeable Drug Products****Proposed Amendment: N.J.A.C. 8:71**

Authorized By: Drug Utilization Review Council, Leroy
L. Schwartz, M.D., Chairman.
Authority: N.J.S.A. 24:6E-6b and 24:6E-6g.

A **public hearing** concerning this proposal will be held on February 28, 1983 at 11:00 A.M. at:

Conference Room
1st Floor
Health-Agriculture Building
John Fitch Plaza
Trenton, NJ 08625

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Thomas T. Culkin, PharmD, MPH
Executive Director
Drug Utilization Review Council
Department of Health
CN 360
Trenton, NJ 08625
(609)984-2157

The Drug Utilization Review Council thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-45.

The agency proposal follows:

Summary

The Drug Utilization Review Council proposes to delete all forms of erythromycin now in the List of Interchangeable Drug Products, while at the same time proposing to add to the List all those erythromycins that have previously been rejected. The net effect will be to review, at one public hearing, all previously considered erythromycin products so as to decide on a common, consistent basis for accepting or rejecting erythromycin applications.

These proposed actions are necessary because the Council, over the past four years, may have inadvertently acted in an inconsistent manner in regard to erythromycin applications, resulting in possible negative economic consequences to one or more erythromycin applicants.

Social Impact

If final action is taken to delete all erythromycins, consumers will have fewer opportunities to obtain substitutes for their brand-name erythromycin prescriptions. If action is taken to add additional manufacturers' erythromycins, consumers' opportunities will be expanded.

Economic Impact

Depending on the final action taken, consumers will either have a diminished or expanded opportunity to save money through the use of generic medicines in place of name brand medicines. The extent of the potential lost savings or increased savings cannot be quantitated.

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

- [Erythromycin Ethylsuccinate for susp 200/5 ml Abbott, Barr]
- [Erythromycin suspension 200/5 ml Abbott, K.V. Upjohn, Wyeth]
- [Erythromycin suspension 400/5 ml Abbott, K.V. Upjohn, Wyeth]
- [Erythromycin Stearate tabs 250 mg Abbott, Barr, Bristol, Chelsca, Mylan, P-D, Pfizer, Purupac/Kalipharma, Squibb, Zenith]
- [Erythromycin Stearate tabs 500 mg Abbott, Chelsea, Mylan, P-D, Pfizer, Squibb, Zenith]
- Erythromycin Ethylsuccinate susp 200/5 ml Barr, NPC**
- Erythromycin Ethylsuccinate susp 400/5 ml NPC**
- Erythromycin Ethylsuccinate tabs 400 mg Abbott, Barr**
- Erythromycin (base) E. C. tab, 250 mg Abbott, Robins**
- Erythromycin Estolate susp 125/5 ml NPC**
- Erythromycin Estolate caps 250 mg Danbury, Zenith**

(a)

DRUG UTILIZATION REVIEW COUNCIL

Interchangeable Drug Products

Proposed Amendment: N.J.A.C. 8:71

Authorized By: Drug Utilization Review Council, Leroy L. Schwartz, M.D., Chairman.
 Authority: N.J.S.A. 24:6E-6b and 24:6E-6g.

A **public hearing** concerning this proposal will be held on February 28, 1983 at 10:00 A.M. at:
 Conference Room
 1st Floor
 Health-Agriculture Building
 John Fitch Plaza
 Trenton, NJ 08625

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Thomas T. Culkin, PharmD, MPH
 Drug Utilization Review Council
 Department of Health
 CN 360
 Trenton, NJ 08625
 (609)984-2157

The Drug Utilization Review Council thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-46.

The agency proposal follows:

Summary

The proposed additions will expand the List of Interchangeable (Generic) Drug Products. For example, drugs such as quinidine gluconate could then be substituted by pharmacists for the brand Quinaglute.

Social Impact

If a patient's physician approves the substitution of a different

brand name or a non-brand name drug product, the pharmacist must dispense a substituted drug if it reflects a lower cost to the consumer. The substitution can only occur if the drug is placed on the List of Interchangeable Drug Products. Thus, additions to the list expand the choice of the consumer.

Economic Impact

There will be an expanded opportunity for customers to save money on prescriptions though the use of generic medicines in place of name brand medicines. The extent of the savings due to these specific proposed additions cannot be quantitated.

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

- Chlorothalidone tabs 25, 50 mg Barr, Cord**
- Chlorthiazide/Reserpine tabs 250/0.125, 500/0.125 mg Mylan**
- Cyproheptadine HCL tabs 4 mg Superpharm**
- Diaphragm, Arcing Spring Holland-Rantos**
- Diaphragm, Coil Spring Holland-Rantos**
- Dipyridamole tabs 25, 75 mg Superpharm**
- Dipyridamole tabs 25, 50, 75 mg Par, Zenith**
- Doxycycline Hyclate Caps 50 mg Danbury**
- Doxycycline Hyclate tabs 100 mg Danbury**
- Erythromycin estolate susp. 125/5 ml NPC**
- Fluocinolone Acetonide Sol'n 0.01% NPC**
- Gentamicin cream & ointment 0.1% Clay-Park**
- Hyalalazine HCL tabs 10 mg Par**
- Hydrocortisone/Iodochlorhydroxyquin cream, ointment 1%-3% Clay-Park**
- Hydrocortisone/Iodochlorhydroxyquin cream 1/2%-3% Clay-Park**
- Isosorbide Dinitrate Tabs 40 mg Par**
- Methocarbamol tabs 500 mg Superpharm**
- Metronidazole tabs 250, 500 mg Cord**
- Methyclothiazide tabs 2.5, 5 mg Mylan**
- Nitrofurazone Oint. 0.2% Clay-Park**
- Nitrofurazone Solution 0.2% Clay-Park**
- Nitroglycerin Oint. 2% Biocraft, P-D**
- Nystatin oral tab 500,000 U. Chelsea**
- Nystatin Suspension 100,000 u/ml NPC**
- Nystatin Vaginal tabs 100,000 u. Holland-Rantos**
- Phenylbutazone caps 100 mg USV, Chelsea**
- Pilocarpine HCL Ophth Sol'n 1,2, 4% Pharmafair**
- Quinidine Gluconate E.R. tab 324 mg Bolar, Danbury, Chelsea**
- Selenium Sulfide Lotion 2 1/2% Clay-Park**
- Sulfabenzamide, Sulfacetamide, Sulfathiazole Vaginal Cream Clay-Park**
- Sulfacetamide Sod. Ophth. Sol'n 10% Maurry**
- Sulfapyrazone Caps 200 mg Zenith**
- Sulfasalazine tabs 0.5 g Chelsea**
- Triamcinolone Acetonide Lotion 0.025, 0.1% NPC**
- Trifluoperazine HCL tabs 1, 2, 5, 10 mg Zenith**
- Trimethoprim tabs 100 mg B-W**
- Triprolidine/Pseudoephedrine tabs Superpharm**

HIGHER EDUCATION

(a)

BOARD OF HIGHER EDUCATION

County Colleges Reduction in Force Rules

Proposed New Rule: N.J.A.C. 9:4-5

Authorized By: Board of Higher Education, T. Edward Hollander, Chancellor and Secretary.

Authority: N.J.S.A. 18A:3-14(h) and 18A:64A-7.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Eric M. Perkins, Esq.
Administrative Practice Officer
Department of Higher Education
225 West State Street
CN 542
Trenton, NJ 08625

The Board of Higher Education thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-42.

The agency proposal follows:

Summary

The proposed new rule establishes procedures for the reduction of employees at the 18 county colleges and two county college commissions in this State. It covers reduction due to fiscal exigency, natural diminution of student enrollment or program reorganization. In addition, the new rule describes the process and procedures for identifying employees to be laid off, the notification period and process, and reemployment rights and process.

Social Impact

The proposal will provide uniform procedural rights for tenured and multi-year contract employees of county colleges in the event a reduction in the number of college employees is necessary. Uniform procedures will provide some assurance of equitable treatment in the unfavorable circumstances of a layoff.

Economic Impact

The new rule will cause the colleges to follow set procedures which may require some small additional expenditures. These expenditures will be more than offset by the savings provided by the avoidance of some of the litigation which invariably occurs during employee layoffs.

Full text of the proposed new rule follows.

SUBCHAPTER 5. COUNTY COLLEGES REDUCTION IN FORCE RULES

9:4-5.1 Scope and purpose

These policies govern the procedures to be used by the county colleges when it becomes necessary to reduce the number of tenured faculty or multi-year contract employees of a college due to a fiscal crisis, a natural diminution in the number of students in a program

or at the institution or a reduction of programs. The policies address the rights of employees at the county colleges of New Jersey under such circumstances. These regulations shall not apply to those persons laid off pursuant to non-renewal of contracts or early termination provisions.

9:4-5.2 Declaration of need for a reduction in force

The board of trustees of any county college may declare the need for a reduction in force for the county college by a majority vote of the voting members of the board.

9:4-5.3 Plans and recommendations

Once the need for a reduction in force is declared, the board of trustees shall direct the president to present a plan and recommendations to implement the reduction in force.

9:4-5.4 Consultation with college community

The president shall consult with the college community in developing the plan and recommendations to be presented to the board of trustees.

9:4-5.5 Affirmative action

The president's plan and recommendations shall be developed in accordance with the State's commitment to affirmative action. The affirmative action officer of the college shall prepare an analysis of the affirmative action impact of any recommended personnel layoffs to assist the president in developing the recommendations.

9:4-5.6 Review of recommendations

(a) The board of trustees shall review the president's recommendations, which shall include the affirmative action officer's assessment of their impact, and may accept, reject, or modify such recommendations.

(b) If such recommendations as noted in (a) above include the layoff of employees, the board shall be guided by the following principles:

1. The determination by the board of trustees as to which areas are to be reduced shall be based on academic or administrative considerations.

2. If the board modifies the president's recommendations, it shall request an affirmative action analysis of its proposed action.

3. Consideration shall be given to foster those programs and functions which are of major instructional or administrative significance at the college.

4. Layoff units need not be coincident with established departments or other subdivisions or units, but may include identifiable programs or further subdivisions or specialties within academic programs or administrative functions as the board may determine appropriate.

5. To the extent it is not inconsistent with N.J.S.A. 18A:60-3 and the preservation of the institution's academic integrity and educational purpose, layoffs of tenured faculty within a faculty layoff unit shall be made in order of years of service within the layoff unit excluding unpaid leaves of absence, laying off tenured faculty with the fewest years of service first.

9:4-5.7 Notice requirements; time period

Upon the board determining the areas that may be affected by the layoff, it shall give notice to all individuals subject to the proposed layoff two weeks prior to the formal board action on said layoffs. After formal board action on said layoff, the board of trustees shall notify each employee who is to be laid off of such fact as soon as possible.

9:4-5.8 Reemployment lists; generally

(a) With respect to reemployment rights of tenured faculty and multi-year contract employees, the college president shall establish separate reemployment lists for academic and administrative positions, including the names and qualifications of all tenured or

multi-year contract employees on layoff status. The college president shall not fill a vacancy in any faculty position in any layoff unit in which a layoff has occurred without first making a written offer of reemployment to those persons on the academic reemployment list whom the president believes, as a result of his academic judgment, are qualified to fill the position. The college president shall not fill a vacancy in any administrative position in any layoff unit in which a layoff has occurred without first making a written offer to the person on the administrative reemployment list whom the president in his administrative judgment believes most qualified. In the event that two or more persons on an academic reemployment list have accepted an offer of reemployment for a single faculty position, the college shall give reemployment preference in reverse of the order in which they were laid off; i.e. last laid off, first rehired. Where the president deems two or more persons on the administrative reemployment list to be equally qualified for an administrative position, the person with the longest employment within the layoff unit in which the vacancy exists shall be preferred.

(b) A person offered reemployment shall have two weeks from receipt to respond to an offer, which shall be sent by certified mail, return receipt requested, after which the offer shall be deemed to have expired and the person to have waived any rights to reemployment under these regulations. Persons on a reemployment list shall have the obligation to keep the college president informed of current addresses.

9:4-5.9 Reemployment lists; time period

Faculty who are tenured on the date of lay-off shall remain on the reemployment lists for a period of five years from the date of layoff. Employees serving under a multi-year contract on the date of layoff shall remain on the reemployment lists for the duration of the multi-year contract. Notwithstanding the provisions of this subsection, a person who is offered and declines reemployment pursuant to N.J.A.C. 9:4-5.8(b) shall be removed from the reemployment list and waive all rights to reemployment.

9:4-5.10 Reappointment of laid-off employees

Any employee on layoff status who is reemployed after layoff shall be reappointed with a rank and salary equivalent to his or her rank and salary when laid off.

9:4-5.11 Other colleges

Rights established under this subchapter for employees pertain only to the college at which they are employed. Therefore, an employee who is laid off at one college has no rights to reemployment at another college.

(a)

STUDENT ASSISTANCE BOARD

Tuition Aid Grant Program; Garden State Scholarship Program; Public Tuition Benefits Program; Garden State Graduate Fellowship Program

Proposed Readoption: N.J.A.C. 9:7-1 through 9:7-6

Authorized By: Student Assistance Board, Luis Nieves, Chairman.

Authority: N.J.S.A. 18A:71-15.2, 18A:71-26.8, 18A:71-48, and 18A:71-77.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Eric M. Perkins
 Administrative Practice Officer
 Department of Higher Education
 CN 542
 Trenton, NJ 08625

The Student Assistance Board thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon acceptance for filing of the notice of adoption by the Office of Administrative Law.

This proposal is known as PRN 1983-54.

The agency proposal follows:

Summary

In 1978 the statutes concerning State financial assistance to college students were substantially revised. A Student Assistance Board was created as part of the legislative reorganization to administer designated State programs and empowered to establish regulations for the operations of such programs. The new and existing programs were consolidated under the Board which was also empowered to establish and amend grant award tables which were previously located in statute. In addition the Board was given the responsibility of establishing eligibility requirements for the assistance programs. Previously such requirements had been established in statute and lacked coherence. On March 22, 1978 the Student Assistance Board (S.A.B.) adopted regulations concerning the Tuition Aid Grant Program (T.A.G.), the Garden State Scholarship (G.S.S.) Program and the Garden State Graduate Fellowship Program (R.1978 d.106, 10 N.J.R. 190(a)). On July 17, 1980 the S.A.B. enacted regulations for the Public Tuition Benefit Program. In October of 1980 the S.A.B. enacted the Garden State Fellowship Program regulations, 12 N.J.R. 94(d). The regulations for each program establish criteria for award eligibility, amount of award, and the award application process.

The Tuition Aid Grant (TAG) program provides awards (N.J.S.A. 18A:71-41 et seq.) to New Jersey residents that enroll as full-time undergraduate students at approved colleges. The amount of the grants differ in value based upon the student's need, the cost to attend college, and available appropriations. During the 1982-1983 academic year, grants range from \$200.00 to \$1,500 per year.

The Garden State Scholarship (GSS) program provides awards (N.J.S.A. 18A:71-26.1 et seq.) through New Jersey institutions to students that demonstrate high academic achievement based upon their high school records, Scholastic Aptitude Test (SAT) scores, and college records. Recipients must have financial need, attend as a full-time undergraduate student at a New Jersey college, and are New Jersey residents. The award values range from \$200.00 to \$500.00 per year.

The Garden State Graduate Fellowship (GSGF) program provides awards based upon high academic achievement (college records, Graduate Records Examination (GRE) scores, and recommendations for expected success in graduate study). Awards may be used only at New Jersey graduate institutions and all students must be New Jersey residents. Fellowships in the amount of \$4,000 per year are awarded.

The Veterans Tuition Credit Program (VTCP) program (N.J.S.A. 18A:71-64 et seq.) is open to United States veterans who were, or are, eligible for Federal veterans' educational assistance, and served in the United States armed forces between December 31, 1960 and August 1, 1974. Recipients must have been New Jersey residents at the time of induction or discharge, or for at least two years prior to the time of application. Eligible veterans may receive awards of \$400.00 for full-time attendance and \$200.00 for half-time attendance.

The Public Tuition Benefits (PTB) Program (N.J.S.A. 18A:71-77 et seq.) is open to eligible New Jersey residents who are dependents of emergency service personnel and law enforcement officials killed in the line of duty and attend New Jersey public institutions of higher education as undergraduates may receive grants equal to the actual cost of tuition at any public New Jersey college or university.

The agency conducted an internal review of the rules prior to noticing for readoption. Additional public comment and review are expected as a result of the readoption process. In its review of the rules the agency determined that the rules adequately and reasonably provided for the efficient operation of financial aid programs compared to the previous system where eligibility standards were spread throughout the statutes resulting in confusion and inefficiency. In fiscal year 1982, 50,600 students received Tuition Aid Grants, 6,800 students received Garden State Scholarships, 100 students received Garden State Fellowships and 20 students participated in Public Tuition Benefit program.

The TAG award table has been amended four times since the original promulgation of rule. Each amendment increased the amount of various award categories in response to increased tuition of attending college. Each amendment was a result of an increased Legislative appropriation for the program.

Social Impact

These rules were enacted to provide financial assistance for college costs to students with demonstrated financial need. Under their provisions the ability of the student and of the student's family to pay for college expenses is evaluated. The ability to pay is then compared to the students' estimated college expenses. Awards are then made to bridge the difference between the ability to pay and the estimated cost.

The standards used to determine a student's financial ability is computed by the College Scholarship Service (CSS) needs analysis formula.

The CSS is the largest national processor of student financial aid forms. Each year CSS must have its methodology approved by the United States Department of Education. This Federally approved methodology assesses a family's ability to pay for educational costs. The underlying assumption is that parents have an obligation to finance the education of their children to the extent that they are able. The family's income and assets are considered to produce an index of a family's financial strength. The size of the family and any extraordinary expenses are considered along with factors such as the age of the parents, the value of parents' assets, and the number of working parents within the household. Adjustments to this data can be updated to reflect hardships that often occur during an academic year. Some modifications to the Uniform Methodology (UM) needs analysis have been made in order to strengthen the fiscal integrity of our programs.

The rules apply to New Jersey residents who require financial assistance to attend either public or private colleges in New Jersey. New Jersey residents attending out-of-state colleges are presently ineligible to receive assistance through their programs due to legislative action - see P.L. 1982 c.49.

General public reaction to the program has been very favorable. Some complaints have been raised that award amounts are not adequate. These complaints do not recognize the limitations imposed by program appropriation. The grants are awarded to eligible New Jersey residents based on the results of our analysis of family financial data and are allocated so that the neediest student receives maximum benefits according to the cost of education. Allocation of funds is based on the amount of money appropriated by the Legislature. When the appropriation is expended, no additional grant monies are available for that fiscal year. Deadlines have been established to strengthen the fiscal accountability of the programs and funds are provided to eligible students each term. The SAB attempts to spread out available funds to as many eligible students as possible. If funds should not be sufficient to fund all

eligible students, a reduction in size of grants occurs with "Criteria and Guidelines for Distributing Available Tuition Aid Grant Funds Under Less Than Full Appropriation." This criteria is filed yearly with the Legislature. Funds for the GSS Program are provided to New Jersey institutions and fiscal controls are in place that prohibit campuses from awarding more than the State allocation.

Annual studies, including computer assessments of financial data for each award recipient, are conducted on the impact of the program. The studies indicate that the programs have permitted individuals to attend college who might have otherwise been unable to attend due to a lack of the necessary finances. It is thus concluded that the conditions which prompted the creation of this program by the Legislature continue to exist and have been made more severe by the current national economic situation.

If the rules are not readopted the Tuition Aid Grant Program and the Garden State Scholarship Program would cease to operate as the enabling statute delegates the determination of eligibility criteria to the Student Assistance Board.

Economic Impact

In fiscal year 1983 the Student Assistance Board will issue awards totaling an estimated \$41,840,000. The monies are derived from State and Federal appropriations. The average award to a student for the most recent fiscal year is \$586.00. The average family income for TAG award recipients was \$13,637. The value of Garden State Scholarship awards varies between \$200.00 to \$500.00 again based on the financial need of the applicant. The award maximum is established by statute.

Award amounts are evaluated yearly by the Student Assistance Board considering the available appropriations and college tuition costs.

Full text of the readoption may be found in the New Jersey Administrative Code at N.J.A.C. 9:7-1 through 9:7-6.

LAW AND PUBLIC SAFETY

(a)

BOARD OF VETERINARY MEDICAL EXAMINERS

**General Rules of Practice
Temporary Permits**

Proposed Amendment: N.J.A.C. 13:44-2.9

Authorized By: Board of Veterinary Medical Examiners,
David Eisenberg, President.
Authority: N.J.S.A. 45:16-3, N.J.S.A. 45:16-9.7.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Maurice W. McQuade
Executive Secretary
Board of Veterinary Medical Examiners
1100 Raymond Boulevard, Room 331
Newark, NJ 07102

The Board of Veterinary Medical Examiners thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-50.

The agency proposal follows:

Summary

The proposed amendment is intended to revise, consolidate and clarify the policies of the Board of Veterinary Medical Examiners concerning temporary permits and broaden eligibility for veterinary practice in the State of New Jersey. The proposal expands the present regulation by specifying the qualifications for all temporary permits.

Subsection (a) defines two types of temporary permits. Subsections (b) and (c) set forth the criteria a candidate must meet to obtain or renew a temporary permit no. 1 (for licensure applicants who have not yet passed the examination), as well as the duration of each such permit. Subsection (d) contains the present regulation concerning temporary permits no. 2 (for veterinarians licensed in other states), but with technical changes for clarification.

Social Impact

The proposal expands the opportunities for unlicensed veterinarians to gain valuable experience and training by broadening the class of persons who qualify for temporary permits. The greater number of temporary permit holders is expected to make veterinary care more accessible to the public.

Economic Impact

By opening more opportunities for unlicensed veterinarians to qualify for temporary permits and thereby obtain jobs, these regulations will result in an economic benefit to candidates. Furthermore, by expanding training opportunities and thereby improving the quality of veterinary medical care, it is expected that costs of veterinary services to the public will decrease.

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

13:44-2.9 Temporary permits

(a) **The following words and terms, when used in this section, have the following meanings unless the context clearly indicates otherwise:**

1. "Temporary permit no. 1" means a temporary permit issued to an applicant for licensure pursuant to the first paragraph of N.J.S.A. 45:16-9.7.

2. "Temporary permit no. 2" means a temporary permit issued to a lawfully qualified veterinarian of another state to take charge temporarily of the practice of a lawfully qualified veterinarian of this State during his or her absence from such practice, pursuant to the second paragraph of N.J.S.A. 45:16-9.7.

(b) **The Board shall issue a temporary permit no. 1 to any person who is qualified to sit for the New Jersey licensing examination and who indicates an intention to sit for the next such examination for which he or she is eligible and pays the required fee. Such a permit shall automatically terminate at the time the candidate receives his or her grades from the next scheduled practical examination or upon the failure of the candidate to appear at the next scheduled examination for which he or she was eligible. A candidate may not work under a temporary permit for more than two years.**

(c) **A temporary permit no. 1 may be renewed three consecutive times, provided that no person may work under a temporary permit no. 1 for more than two years. Each such renewed permit shall automatically terminate at the time the candidate receives his or her grades from the next scheduled practical examination or upon the failure of the candidate to appear at the next scheduled practical examination.**

(d) **Where a lawfully qualified veterinarian of another state has failed the national Board Examination or the New Jersey [State board] practical examination, such failure may be grounds for denying issuance of or terminating a temporary permit no. 2 for**

such person. [to such applicant to take charge temporarily of the practice of a lawfully qualified veterinarian of this State during his/her absence from such practice, as provided for in N.J.S.A. 45:16-9.7.]

TRANSPORTATION

(a)

TRANSPORTATION OPERATIONS

**Restricted Parking and Stopping
Route US 202**

Proposed Amendment: N.J.A.C. 16:28A-1.55

Authorized By: John P. Sheridan, Jr., Commissioner,
Department of Transportation.
Authority: N.J.S.A. 27:1A-5, 27:1A-6, 39:4-138.1 and 39:4-139.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Charles L. Meyers
Administrative Practice Officer
Department of Transportation
1035 Parkway Avenue
Trenton, NJ 08625

The Department of Transportation thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-37.

The agency proposal follows:

Summary

This proposal will establish "no parking" zone along Blackwell Avenue (Route US 202) in Morris Township, Morris County where stopping or standing is prohibited at all times except in emergencies. Appropriate signs will be erected to advise the motoring public.

Social Impact

This amendment will restrict parking along Blackwell Avenue in Morris Township, Morris County to effect the safe and efficient flow of traffic and the enhancement of the safety of the populace.

Economic Impact

The Department will incur direct and indirect costs for its workforce and the placement of signs. Costs are dependent upon mileage, personnel and equipment requirements.

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

16:28A-1.55 Route US 202

(a) The certain parts of State highway Route US 202 described in (a) of this section shall be 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.-3. (No change.)

4. No stopping or standing in Morris Township, **Morris County:**

i.-ii. (No change.)

iii. Along both sides:
 (1) Beginning at a point 1,450 feet north of the northerly curb line of Blackwell Avenue and extending 1,300 feet northerly.
 5.-6. (No change.)
 Renumber new 6.-8. as 7.-9. (see 14 N.J.R. 648, June 21, 1982: "1.-5. (No change.)" should have read "1.-6. (No change.)")
 (b)-(c) (No change.)

(a)

TRANSPORTATION OPERATIONS

Miscellaneous Traffic Rules
 Route 35

Proposed New Rule: N.J.A.C. 16:30-9.1

Authorized By: John P. Sheridan, Jr., Commissioner,
 Department of Transportation.
 Authority: N.J.S.A. 27:1A-5, 27:1A-6, 27:7-17 and 39:4-198.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Charles L. Meyers
 Administrative Practice Officer
 Department of Transportation
 1035 Parkway Avenue
 Trenton, NJ 08625

The Department of Transportation thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-40.

The agency proposal follows:

Summary

This proposal will prohibit diving, crabbing, fishing or loitering on the drawbridge along Route 35 in Old Bridge Township and Sayerville Borough, Middlesex County based upon a request from the local officials and engineering studies conducted by the Department. Appropriate signs will be posted advising the populace.

Social Impact

This new rule will prohibit diving, crabbing, fishing or loitering on the drawbridge along Route 35 for the safety and protection of the populace and the safe and efficient flow of traffic along the highway system.

Economic Impact

The Department will incur direct and indirect costs for its workforce and the placement of signs. Costs are dependent upon mileage, personnel and equipment requirements.

Full text of the proposed new rule follows.

SUBCHAPTER 9. DRAWBRIDGE USAGE

16:30-9.1 Route 35

(a) The certain parts of the State highway Route 35 described in this section shall not be used for the purpose of diving, crabbing, fishing or loitering. In accordance with N.J.S.A. 39:4-198, authority is granted to erect appropriate signs.

TREASURY-GENERAL

(b)

DIVISION OF PENSIONS

Police and Firemen's Retirement System
 Reinstatement of Membership Credit

Proposed Amendment: N.J.A.C. 17:4-5.5

Authorized By: Board of Trustees, Police and Firemen's Retirement System, Anthony Ferrazza, Secretary.
 Authority: N.J.S.A. 43:16A-13(7) and P.L. 1981 c.439.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Anthony Ferrazza, Secretary
 Police and Firemen's Retirement System
 Division of Pensions
 20 West Front Street
 CN 295
 Trenton, NJ 08625

The Board of Trustees of the Police and Firemen's Retirement System thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-44.

The agency proposal follows:

Summary

The proposal amends the rule permitting reinstatement of membership credit in the Police and Firemen's Retirement System by adding the provisions of P.L. 1981 c.439 to the current rule. P.L. 1981 c.439 provides that a former police officer, who had resigned in good standing, may request his or her reinstatement as a police officer, under certain conditions, at any time after such separation from police service. Since P.L. 1981 c.439 permits a former police officer's return to police duty, so too should such police officer be allowed reinstatement to the Retirement System.

Social Impact

The proposal will affect current and future members of the Police and Firemen's Retirement System who terminate their employment but subsequently return to employment covered by the Police and Firemen's Retirement System.

Economic Impact

Since the proposal will permit affected members to be reinstated in the retirement system without respect to any time limit, they may be entitled to receive retirement benefits they might not have been otherwise able to receive. In cases where the member withdrew his or her previous contributions, the purchase of the previous credit may result in increased costs to the member, the employer and the public at large.

Full text of Subchapter 5 (Purchases and Eligible Service) can

be found at 13 N.J.R. 682(a) and 14 N.J.R. 161(e).

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

17:4-5.5 Reinstatement of membership credit

(a) A member, whose account has been terminated by withdrawal of his or her contributions from the Annuity Savings Fund or whose account has been terminated because of a two-year lapse in contribution, may be reinstated to the system under the provisions of Chapter 199, P.L. 1967, [or] Chapter 303, P.L. 1969, or Chapter 439, P.L. 1981, provided that he or she meets the requirements of the [Fund] System other than the age maximum:

1. A member reinstated under Chapter 199, P.L. 1967, shall be enrolled at a rate appropriate to his or her age at original enrollment.

2. A member reinstated under Chapter 303, P.L. 1969, shall reinstate the previous credit he or she had established in the Police and Firemen's Retirement System at enrollment. The reinstatement will result in a rate assignment appropriate to his or her age at original enrollment. The cost of reinstating the previous credit will be determined by applying the factor certified by the actuary.

3. (No change.)

4. Should a member reinstating such credit retire or die before the completion of his or her payments, pension credits will be recognized in proportion to the amount paid to the total arrearage.

(a)

STATE INVESTMENT COUNCIL

Common and Preferred Stocks Applicable Funds; Limitations

Proposed Amendments: N.J.A.C. 17:16-17.2 and 17.3

Authorized By: State Investment Council, Roland M. Machold, Director, Division of Investment. Authority: N.J.S.A. 52:18A-91.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Roland M. Machold, Director
Division of Investment
349 West State Street
Trenton, NJ 08625

The State Investment Council thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-26.

The agency proposal follows:

Summary

Reference to the 1837 Surplus Revenue Fund is being deleted from N.J.A.C. 17:16-17.2 since it no longer is under the jurisdiction of the Division of Investment or the State Investment Council.

In N.J.A.C. 17:16-17.3, the equity commitment for each pension fund is currently limited to 25 percent of book value of each fund. Studies over the last five years indicate superior return on equity investments as compared with bonds. The proposed

amendment increases the current 25 percent equity commitment to 35 percent. This increase will allow for increased investment in equities for pension funds with the potential for higher returns for the funds.

Social Impact

No particular segment of the public is to be regulated; the regulation applies only to the director of the Division of Investment. The proposed amendment is designed to increase the assets of the pension funds and thus reduce the pension fund's unfunded liability which over the long term would have a favorable impact on the taxpayers. The amendment is designated to benefit the members of the pension funds by increasing the assets, through more profitable investing, of the funds.

Economic Impact

The proposed amendment will not impose an economic burden on the Division of Investment or the Investment Council. It is anticipated that by changing the limitation of investment in equities from 25 percent to 35 percent, the pension funds will realize an economic benefit through increased returns on investment.

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

17:16-17.2 Applicable funds

(a) Applicable funds are as follows:

- 1. Consolidated Police and Firemen's Pension Fund.
2. Police and Firemen's Retirement System.
3. Public Employees' Retirement System.
4. State Police Retirement System.
5. Teachers' Pension and Annuity Fund.
6. Common Pension Fund A.
[7. 1837 Surplus Revenue Fund.]
[8.]7. Trustees for the Support of Public Schools.
[9.]8. Judicial Retirement System of New Jersey.

17:16-17.3 Limitations

(a) The book value of the total investment in common and preferred stock for any one fund shall not exceed [25 percent] 35 percent of the book value of such fund.

(b)-(c) (No change.)

OTHER AGENCIES

(b)

HACKENSACK MEADOWLANDS DEVELOPMENT COMMISSION

District Zoning Regulations Official Zoning Map

Proposed Amendment: N.J.A.C. 19:4-6.28

Authorized By: Hackensack Meadowlands Development Commission, Anthony Scardino, Jr., Executive Director.

Authority: N.J.S.A. 13:17-1 et seq.

A public hearing concerning this rule will be held on February 22, 1983 at or after 9:30 A.M. at:

Hackensack Meadowlands Development
Commission
One DeKorte Park Plaza
Lyndhurst, NJ 07071

(a)

HIGHWAY AUTHORITY

Garden State Parkway
Emergency Services; Fees

Proposed Amendment: N.J.A.C. 19:8-2.12

Authorized By: New Jersey Highway Authority, F. Joseph Carragher, Executive Director.
Authority: N.J.S.A. 27:12B-5(j)(s).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

George Cascino, Chief Engineer
Hackensack Meadowlands Development
Commission
One DeKorte Park Plaza
Lyndhurst, NJ 07071

The Hackensack Meadowlands Development Commission thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-56.

The agency proposal follows:

Summary

The Hackensack Meadowlands Development Commission, pursuant to the authority of N.J.S.A. 13:17-6(i) and 13:17-16, proposes to amend N.J.A.C. 19:4-6.28 concerning the Hackensack Meadowlands District official zoning map for Little Ferry, New Jersey.

The proposed amendment changes the zoning designation of a 2.103 acre portion of the existing Waterfront recreation Zone, pursuant to N.J.A.C. 19:4-4.33, known as Block 131, Lot 1, in Little Ferry, New Jersey, to the Light Industrial and Distribution B zone pursuant to N.J.A.C. 19:4-4.92.

Social Impact

The proposed zoning change would have a positive impact on the balance of uses provided for in the current master plan. A preliminary site plan has been submitted for the development of the proposed 2.103 acre Light Industrial tract. This site plan shows a proposed one-story manufacturing/warehouse building with two small mezzanines, which would meet the HMDC Light Industrial and Distribution "B" zoning regulations in all respects. A site study has also been submitted which indicates a possible layout for the waterfront recreation property that would remain. The proposal is to redevelop the property so as to enhance both the dead winter storage function of the site and also to promote active recreational use of the property during the summer.

The development or redevelopment of both properties should have a positive impact on the environment since the proposed manufacturing/warehouse building and the new marina will have properly paved parking areas, will have a properly designed drainage system, will meet the open space requirements of the zoning regulations, and will be better maintained.

Economic Impact

The proposed zoning change would facilitate the construction of a warehouse building by the property owner BEC Manufacturing and would provide employment for some 30 to 40 people; will also upgrade substantially the entire parcel and should increase the value and developability of the adjacent properties.

OFFICE OF ADMINISTRATIVE LAW NOTE: A map showing the proposed change in zoning designation was submitted as part of the Commission's notice of proposed rule.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

F. Joseph Carragher, Executive Director
New Jersey Highway Authority
Garden State Parkway
Woodbridge, NJ 07095

The New Jersey Highway Authority thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-41.

The agency proposal follows:

Summary

The proposed amendment will increase the maximum charges for emergency services on the Garden State Parkway.

The proposed increased charges are as follows: Service charge increased from \$9.00 to \$10.00; vehicle towing up to 6,999 lbs. increased from \$20.00 to \$25.00 and an increase from \$1.25 to \$1.50 per mile; \$45.00 maximum towing charges deleted; vehicle towing over 7,000 lbs. increased from \$30.00 to \$40.00 plus \$2.00 per mile; \$50.00 maximum towing charge deleted; vehicle towing over 14,999 lbs. increased from \$50.00 to \$75.00 and an increase from \$2.00 to \$2.50 per mile; \$75.00 maximum towing charge deleted; special equipment use increased from \$5.00 to \$10.00.

Social Impact

The allowance of these increases will permit the Authority to continue to maintain reliable and professional emergency services for patrons of the Garden State Parkway 24 hours a day, 7 days a week, thereby permitting continued optimum use of the Parkway by the traveling public. These rates have not been increased since 1981 and are necessary to keep up with increased operating costs. The proposed increases are consistent with inflationary costs which will be borne by those patrons of the Garden State Parkway who must avail themselves of emergency services.

Economic Impact

The rate increases proposed by this amendment will result in reasonably higher costs for the traveling public while at the same time providing a reasonable profit for the licensed towing operators.

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

19:8-2.12 Emergency service

(a) (No change.)

(b) Rules on road service for all vehicles are as follows:

1. Service charge: 24 hours per day: \$[9.00] **10.00**;
2. The above service charge shall be in addition to the charge for [gasoline] **motor fuel**, oil, labor, parts and other material needed for repair but shall not be in addition to the "towing charge", if any;

- 3. (No change.)
- (c) Rules on towing cars and campers up to a registered maximum gross weight of 6,999 lbs. are as follows:
 - 1. Towing charge: \$[20.00] **25.00** plus \$[1.25] **1.50** per mile or fraction thereof[;].
 - [2. Maximum towing charge: \$45.00.]
- (d) Rules on towing trucks and buses (two-axle) and cars and campers [over 6,999 lbs. registered gross weight] **registered gross weight 7,000 lbs. to 14,999 lbs.** are as follows:
 - 1. Towing charge: \$[30.00] **40.00** plus \$2.00 per mile or fraction thereof[;].
 - [2. Maximum towing charge: \$50.00.]
- (e) Rules on towing trucks, with or without trailers, and buses (three-axle or more) **or with a registered gross weight exceeding 14,999 lbs.** are as follows:
 - 1. Towing charge: \$[50.00] **75.00** plus \$[2.00] **2.50** per mile or fraction thereof[;].
 - [2. Maximum towing charge: \$75.00.]
- (f) The towing charges in (a) through (e) above shall not apply when the operator of the vehicle elects to be towed to a destination other than the nearest exit or the nearest garage licensed by the Authority. In such cases, services and towing charges shall be as mutually agreed upon between the operator of the vehicle and the garage.
 - 1. Where the use of special equipment such as a dolly, tilt-bed truck or other special hook-up is required, the above towing charges may be increased by \$[5.00] **10.00**.
 - 2. (No change.)

(a)

CASINO CONTROL COMMISSION

Junkets Fees, License and Reporting Requirements

Proposed New Rules: N.J.A.C. 19:41-9.9A; 19:49

Proposed Amendments: N.J.A.C. 19:45-1.1, 1.9

Proposed Repeal: N.J.A.C. 19:45-1.8

Authorized By: Casino Control Commission, Walter N. Read, Chairman.
 Authority: N.J.S.A. 5:12-63(c), 69 and 102.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

David C. Missimer, Esq.
 Casino Control Commission
 3131 Princeton Pike Office Park, Building. No. 5
 CN 208
 Trenton, NJ 08625

The Casino Control Commission thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-57.

The agency proposal follows:

Summary

These regulatory proposals are being made in anticipation of the

enactment of Assembly Bill A-1945, which has been passed by both houses of the Legislature and presented to the Governor for signature. This legislation, if enacted, will substantially amend those provisions of the Casino Control Act which govern the conduct of junkets to New Jersey casinos. Upon enactment of A-1945, the existing rules of the Commission which regulate the operation of junkets will be either invalidated by, or insufficient to implement, the new licensure and reporting obligations created.

The proposed new rules primarily address four areas: fees; scope of activities governed; licensure requirements; and reporting requirements. The proposed new rule N.J.A.C. 19:41-9.9A specifies the fee which will be required for the issuance or renewal of a junket enterprise license, a new licensure category created by the statutory amendments. The fees for this license will be the same as those presently required for Section 92(c) casino service industry enterprises.

An entirely new chapter of rules, N.J.A.C. 19:49, will be devoted to the licensure and operation of junkets. The scope of activities included within the new statutory definition of junket is described in N.J.A.C. 19:49-1.2. Under the new statutory amendments, a gaming arrangement with a casino licensee will not be considered a junket unless the participant has been "selected or approved for participation therein on the basis of his ability to satisfy a financial qualification obligation related to his ability or willingness to gamble or on any other basis related to his propensity to gamble"; this requirement is interpreted by N.J.A.C. 19:49-1.2.

Subchapter 2 of N.J.A.C. 19:49 addresses the licensure requirements created for individuals or enterprises engaged in activities related to junkets. It specifies the licensure requirements, qualifications for licensure, and limitations on activities for junket representatives, junket enterprises and sole owner/operator junket enterprises.

Subchapter 3 of N.J.A.C. 19:49 sets forth the various junket reporting requirements created pursuant to A-1945. A detailed description of the activities which must be reported and the information which must be contained in these reports is included in each proposed rule. The existing rule governing the reporting of junket activities, N.J.A.C. 19:45-1.8, is being proposed for repeal since it is predicated upon junket categorizations which will be eliminated by the new statutory amendments.

Finally, amendments to N.J.A.C. 19:45-1.1 and 1.9 are being proposed which will clarify the means by which complimentary services or items provided by casino licensees are to be valued.

Social Impact

The proposed new rules, consistent with the statutory amendments, should permit the more effective use of junkets as a marketing tool by casino licensees while preserving the integrity and law enforcement interests essential to the State's supervision of this area of casino operations. The proposed changes will allow persons interested in becoming licensed as junket representatives or junket enterprises to do so more quickly and conveniently than is presently possible. It is therefore anticipated that the number of such applications filed with the Commission will increase significantly, and that more competition among such persons will be created. These changes will also allow the casino industry in New Jersey to compete more effectively with other jurisdictions for gaming patrons throughout the world.

Economic Impact

As indicated above, it is anticipated that these statutory and regulatory amendments will allow the casino industry in New Jersey to more effectively utilize junkets as a marketing tool. As a result, these changes may possibly increase the amount of gross revenue received by the casino industry in New Jersey, and consequently, the amount of taxes received by the State from these revenues. The amount of any such increase, however, would be entirely speculative and incapable of estimation.

The new licensing and fee structure created by these amendments

will make it significantly less expensive for a person to be licensed as a junket representative or junket enterprise. Some of the cost of the licensing process will therefore be shifted to the casino industry through the Commission's annual deficiency fee assessment. It is not anticipated that the overall operating expenses of either the Commission or the Division of Gaming Enforcement will increase appreciably as a result of these amendments.

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

19:41-9.9A Junket enterprise license fees

(a) **In accordance with Section 102(c) of the Act, all junket enterprises shall meet the standards established for casino employees in order to be licensed. Under Section 94(d) of the Act, such a license shall be issued for a three year period and shall be renewable for additional three year periods.**

(b) **The issuance fee for a three year junket enterprise license shall be as follows:**

1. **A minimum application charge of \$1,000, which shall be credited to the total fee;**

2. **Payment for the efforts of professional agents and employees of the Commission and the Division at the rate of \$30.00 per hour spent on matters directly related to the applicant; and**

3. **Payment for all unusual or out of pocket expenses incurred by the Commission or the Division in investigating and considering the application; provided, however, that the amount of the issuance fee shall not exceed \$3,000 unless the Division notifies the applicant and the Commission within 75 days of receipt of the application that the Division's expenses shall exceed \$3,000 and unless the Commission approves the charging of more than the \$3,000 maximum to the applicant.**

(c) **The renewal fee for a three year junket enterprise license shall be as follows:**

1. **A minimum application charge of \$750.00, which shall be credited to the total fee; and**

2. **Payment for the efforts of professional agents and employees of the Commission and the Division at the rate of \$30.00 per hour spent on matters directly related to the licensee; and**

3. **Payment for all unusual or out of pocket expenses incurred by the Commission or the Division in matters directly related to the licensee; provided however, that the amount of the renewal fee shall not exceed \$3,000 unless the Division notifies the licensee and the Commission as soon as it appears that the Division's expenses will exceed \$3,000 and unless the Commission approves the charging of more than the \$3,000 maximum to the licensee.**

19:45-1.1 Definitions

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

...

"Complimentary services or items" is defined in N.J.A.C. 19:45-1.9.

...

["Junket" is defined in N.J.A.C. 19:45-1.8.]

...

19:45-1.8 [Junkets] Reserved

(a) Junkets shall be defined as an arrangement or arrangements, made prior to arrival, the primary purpose of which is to induce any person to come to a licensed casino hotel for the purpose of gambling, and pursuant to which, and as consideration for which, over \$200.00 of the cost of transportation, food, lodging, and entertainment for said person is directly or indirectly paid by a casino licensee or employee or agent thereof. For purposes of this

section, the furnishing of any of the above items on a complimentary basis shall be deemed to constitute the indirect payment for such items in the amount of the retail price normally charged for such items.

(b) Each licensee involved in organizing and operating junkets shall file with the Commission and the Division either:

1. A report in advance of each junket, filed not less than 15 calendar days prior to the arrival date of the junket participants at the licensee's premises, and including but not limited to a listing of the names of the participants, scheduled arrival and departure dates, deposits required from the participants, complimentary services to be offered, the junket origin, and organizing junket representatives. If any of the participants change from the report originally submitted, notice of any new or substituted participants must be given to the Commission and Division prior to the arrival of the junket.

2. A proposal of junkets involving fewer than five persons to be offered on a continuing basis.

i. Such proposal must be approved by the Commission in advance of the organization and operation of any junket contemplated by the proposal. The approval by the Commission does not prohibit the Commission from requiring a report in advance of each junket;

ii. Such proposal shall describe separately each type of junket proposal, including the expected frequency, expected range in the number of participants, origin or source of participants, deposit required, and complimentary services to be offered; and

iii. Amendments to such proposal must be approved by the Commission in advance of the organization and operation of any junket contemplated by the amendment. Amendments may state only the nature of the amendment and need not restate the original proposal.

(c) The licensee shall maintain on file a report for each junket operated by the licensee.

1. The report shall include a sequential junket number assigned by the licensee, the responsible junket representative, junket origin, number of participants, arrival and departure dates, deposit required, complimentary services offered, and the name of each participant.

2. Attached to the report shall be acknowledgment by each participant that he understands the terms of the particular junket. The acknowledgment shall clearly explain the junket arrangements and be signed and dated by the participant on or prior to the arrival date of the junket.

(d) Each licensee, unless exempted by the Commission under the provisions of N.J.A.C. 19:45-1.6, shall file a quarterly report with the Commission and the Division which lists the junkets operated during the quarter, the responsible junket representative, junket origin, arrival and departure dates, number of participants, deposit required, and complimentary services offered.]

19:45-1.9 Complimentary services or items

(a) [Complimentary services shall be defined as the sale value of rooms, food, beverage, travel, and other services provided without charge, or the cost of services paid to a third party.] **A complimentary service or item is a service or item provided directly or indirectly by a licensee at no cost or at a reduced price.**

(b) [All complimentary services provided by the licensee shall be recorded at the full retail value, if the service is normally provided by the licensee, or cost if the licensee pays a third part for providing the service.] **All complimentary services or items shall be recorded as follows:**

1. **A complimentary service or item provided directly to patrons in the normal course of a licensee's business shall be recorded at an amount based upon the full retail price normally charged for such service or item by the licensee;**

2. **A complimentary service or item not offered for sale to patrons in the normal course of a licensee's business but provided directly by the licensee shall be recorded at an amount**

based upon the actual cost to the licensee of providing such service or item;

3. A complimentary service or item provided directly or indirectly to a patron on behalf of a licensee by a third party not affiliated with the licensee shall be recorded at an amount based upon the actual cost to the licensee of having the third party provide such service or item;

4. A complimentary service or item provided directly or indirectly to a patron on behalf of a licensee by a third party who is affiliated with the licensee shall be recorded by the licensee in accordance with the provisions of this section as if the affiliated third party were the licensee.

(c) (No change.)

**CHAPTER 49
JUNKETS**

SUBCHAPTER 1. GENERAL PROVISIONS

19:49-1.1 Definitions

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

“Agent” means any person, including a junket representative or junket enterprise, acting directly or indirectly on behalf of a casino licensee.

“Compensation” means any form of remuneration whatsoever, including, but not limited to, the payment of cash, the forgiveness or forbearance of a debt, or the direct or indirect provision of a product, service or item without charge or for less than full value.

“Complimentary guest room accommodations” means a guest room provided to a person at no cost, or at a reduced price not generally available to the public under similar circumstances; provided, however, that the term shall include any guest room provided to a person at a reduced price due to the anticipated or actual gaming activities of that person.

“Complimentary service or item” is defined in N.J.A.C. 19:45-1.9.

19:49-1.2 Definition of junket: scope of activities included

(a) A junket, as defined in N.J.S.A. 5:12-29, is an arrangement the purpose of which is to induce any person, selected or approved for participation therein on the basis of his ability to satisfy a financial qualification obligation related to his ability or willingness to gamble or on any other basis related to his propensity to gamble, to come to a licensed casino hotel for the purpose of gambling and pursuant to which, and as consideration for which, any or all of the cost of transportation, food, lodging, entertainment and other services and items of value for said person is directly or indirectly paid by a casino licensee or employee or agent thereof.

(b) For purposes of (a) above, a selection or approval of a person “on the basis of his ability to satisfy a financial qualification obligation related to his ability or willingness to gamble” shall be deemed to occur whenever a person, as an element of the arrangement, is required to:

1. Establish gaming credit with a casino licensee;
2. Establish a customer deposit with a casino licensee;
3. Demonstrate to a casino licensee or employee or agent thereof the availability of a specified amount of cash, cash equivalent or gaming chips;
4. Gamble to a predetermined level at the establishment of a casino licensee; or
5. Comply with any similar obligation.

(c) For purposes of (a) above, a selection or approval of a person on a “basis related to his propensity to gamble” shall be deemed to occur whenever that person has been selected or approved on the basis of:

1. The previous satisfaction of a financial qualification obligation in accordance with the provisions of (b) above;
2. A rating for gambling performance; or

3. An evaluation that the person has a tendency to participate in gambling activities as the result of:

- i. An inquiry concerning said person’s tendency to gamble; or
- ii. Some other means of determining that the person has a tendency to participate in gambling activities.

(d) For purposes of (a) above, but without limitation of (c) above, a rebuttable presumption that a person has been selected or approved for participation in an arrangement on a basis related to his propensity to gamble shall be created whenever said person is provided with:

1. Complimentary guest room accommodations as part of the arrangement; or
2. Complimentary services or items which have a value of \$200.00 or more calculated in accordance with the provisions of N.J.A.C. 19:45-1.9.

19:49-1.3 Open-ended or conditional complimentary offers

An offer by a casino licensee to pay for the cost of transportation, food, lodging, entertainment and other services and items of value for a person in an amount to be determined by the actual gaming activities of that person after his arrival at the casino hotel shall be deemed to be an offer of complimentary services or items for the purposes of determining whether an arrangement involving such an offer is a junket within the meaning of Section 29 of the Act and these regulations.

SUBCHAPTER 2. LICENSURE REQUIREMENTS

19:49-2.1 Junket representative licensure

(a) Unless exempted pursuant to (b) below, a junket representative, as defined in the Act, is any natural person who negotiates the terms of, engages in the referral, procurement or selection of persons who may participate in, or accompanies for purposes of monitoring or evaluating the participants on, any junket to a licensed casino, regardless of whether or not those activities occur within the State of New Jersey.

1. If a person performs any one of the functions listed above in connection with a junket to a licensed casino, that person is a junket representative for the purposes of the Act and these regulations.

(b) Any person who performs the services of a junket representative but receives no direct or indirect compensation from any person for performing such services shall not be considered a junket representative for the purposes of the Act and these regulations.

1. In applying the provisions of this subsection, the term “compensation” shall not include the receipt by a junket participant of the same complimentary services and items of value provided by a casino licensee to other participants pursuant to the terms of the particular junket.

2. The fact that a person may not be considered a junket representative pursuant to the provisions of this subsection does not excuse the casino licensee or any other person from meeting any other licensing or reporting obligation which may exist as a result of the conduct of the junket activity.

(c) No person shall act as a junket representative in connection with a junket to a licensed casino unless:

1. He has been licensed as a junket representative in accordance with the provisions of the Act and is employed by either:
 - i. A licensed casino; or
 - ii. A licensed junket enterprise; or
2. He has been licensed as a sole owner/operator junket enterprise in accordance with the provisions of the Act and these regulations; or
3. He is the holder of a current and valid casino key employee license or casino employee license in a position directly related

to gaming activity and is currently employed by the casino licensee for whom such junket representative services are being rendered.

(d) A junket representative may only be employed by one casino licensee or junket enterprise at a time. For the purposes of this section, a junket representative shall only be considered "employed" by a casino licensee or junket enterprise if:

1. All compensation which that junket representative receives for his services are reflected on, and received through, the payroll account of the employer; and

2. All other appropriate indicia of genuine employment, including Federal and State taxation withholdings, are present.

(e) No casino licensee or junket enterprise shall employ or otherwise engage the services of a junket representative except in accordance with the provisions of this section.

19:49-2.2 Junket enterprise licensure

(a) A junket enterprise, as defined in the Act, is any person who employs or otherwise engages the services of a junket representative in connection with a junket to a licensed casino, regardless of whether or not such activities occur within the State of New Jersey.

(b) A junket enterprise shall be licensed in accordance with the provisions of Section 102 of the Act prior to conducting any business whatsoever with a casino licensee, its employees or agents. No casino licensee or junket enterprise may engage the services of a junket enterprise who has not been so licensed, except as otherwise provided in N.J.A.C. 19:49-2.3.

19:49-2.3 Sole owner/operator junket enterprise

(a) Any licensed junket representative who is the sole owner and operator of a junket enterprise shall not be required to obtain a junket enterprise license in order to engage in the activities of a junket enterprise if his junket representative license has been endorsed as a sole owner/operator junket enterprise.

(b) In order to qualify for a sole owner/operator junket enterprise endorsement:

1. No person other than the licensed junket representative may hold any equity interest in, or share in the profits or losses of, the junket activities of the junket enterprise; and

2. The licensed junket representative may not employ any other junket representative.

(c) Except as otherwise provided in (b) above, a properly licensed sole owner/operator junket enterprise shall be considered, and may perform the functions of, a licensed junket enterprise.

SUBCHAPTER 3. REPORTING REQUIREMENTS

19:49-3.1 Junket prearrival reports

(a) A prearrival report shall be prepared by a casino licensee for each junket which involves either:

1. A junket enterprise; or
 2. A sole owner/operator junket enterprise; or
 3. An offer of complimentary services or items which have a value in excess of \$500.00 per participant calculated in accordance with the provisions of N.J.A.C. 19:45-1.9.

(b) A prearrival report shall be filed with the Division by the casino licensee at least five days prior to the scheduled arrival date of the junket. If a junket for which a prearrival report is required by (a) above is arranged within five days of its scheduled arrival date, the prearrival report on said junket shall be immediately filed with the Division by the casino licensee.

(c) Prearrival reports shall be verified by an authorized agent of the casino licensee and shall include:

1. The name of every junket enterprise and junket representative involved in the junket;
 2. The scheduled arrival date of the junket;
 3. The scheduled departure date of the junket;

4. The origin of the junket;

5. The terms of any direct or indirect compensation arrangement with junket enterprises or junket representatives;

6. The value and type of complimentary services and items to be provided to the junket participants calculated in accordance with the provisions of N.J.A.C. 19:45-1.9;

7. A description of the financial qualification obligations to be imposed on junket participants, if any; and

8. A sequential junket number assigned by the casino licensee consisting of three entries: the last two digits of the year in which the junket arrived; a sequential number assigned by the casino licensee to each particular junket to be reported; and a coded entry to indicate if a junket enterprise or sole owner/operator junket enterprise was involved in the junket.

(d) Any change in the information required by (c)(1) or (2) above which occurs after the filing of a prearrival report with the Division shall be immediately reported in writing to the Division by the casino licensee. These changes, plus any other material change in the information provided in a prearrival report, shall also be noted on the arrival report filed pursuant to N.J.A.C. 19:49-3.2.

(e) All filings required by this section shall be made at locations to be designated by the Division.

19:49-3.2 Junket arrival reports

(a) An arrival report shall be prepared by a casino licensee for each junket which involves either:

1. A junket enterprise; or
 2. A sole owner/operator junket enterprise; or
 3. An offer of complimentary services or items which have a value in excess of \$200.00 per participant calculated in accordance with the provisions of N.J.A.C. 19:45-1.9; or
 4. Complimentary guest room accommodations.

(b) Arrival reports shall be filed by the casino licensee, at locations to be designated by the Division, in accordance with the following:

1. An arrival report on a junket involving complimentary guest room accommodations shall be filed with the Division within 12 hours of the registration of the junket participant.

2. An arrival report on a junket required by (a)1 through 3 above shall be filed with the Division by 5:00 P.M. of the next calendar business day following arrival. A junket arrival which occurs after 12:00 A.M. but before the close of gaming operations shall be deemed to have occurred on the preceding calendar day. For the purposes of this section, a business day shall be defined as any day except a Saturday, Sunday or State and Federal holiday.

(c) Arrival reports shall be verified by an authorized agent of the casino licensee and shall include:

1. A junket guest manifest listing the names and addresses of junket participants; and
 2. Any information required by N.J.A.C. 19:49-3.1(c) which has not been previously provided to the Division in a prearrival report pertaining to that particular junket, or an amendment thereto filed pursuant to N.J.A.C. 19:49-3.1(d).

19:49-3.3 Junket final reports

(a) A final report shall be prepared by a casino licensee for each junket engaged in on its premises for which the casino licensee was required to prepare either a prearrival or an arrival report pursuant to N.J.A.C. 19:49-3.1(a) or 3.2(a).

(b) A final report shall be prepared by a casino licensee and placed in its files within seven days of the completion of the junket.

(c) Final reports shall include:

1. The actual amount of complimentary services and items provided to each junket participant calculated in accordance with the provisions of N.J.A.C. 19:45-1.9; and
 2. Any information required by N.J.A.C. 19:49-3.1(c) or 3.2(c).

(d) Attached to each final report on a junket involving complimentary guest room accommodations shall be an acknowledgment by each participant that he understands the terms of the particular junket. The acknowledgment shall clearly explain the junket arrangement and be signed and dated by the participant on or prior to the arrival date of the junket.

19:49-3.4 Monthly reports: non-junket gaming arrangements

(a) A casino licensee shall prepare a report on those arrangements in which it participates which would be junkets but for the fact that the arrangements do not include a selection or approval of participants in accordance with the provisions of Section 29 of the Act and N.J.A.C. 19:49-1.2; provided, however, that such report shall only include those arrangements which involve either:

1. Complimentary services or items furnished directly or indirectly by the casino licensee which have a value in excess of \$100.00 per person calculated in accordance with the provisions of N.J.A.C. 19:45-1.9; or
2. Compensation paid directly or indirectly by the casino licensee to any person who is not an employee of the casino licensee (other than the same complimentary services and items of value provided by the casino licensee to other participants pursuant to the terms of the particular arrangement); or
3. Complimentary transportation furnished directly or indirectly by the casino licensee for a group of 10 or more persons.

(b) The report required by (a) above shall be filed on a monthly basis with the Division by the casino licensee on or before the 15th of the following month.

(c) The report required by (a) above shall be prepared in tabular form and shall include:

1. The name and address of any person, other than an employee of the casino licensee, receiving direct or indirect compensation from the casino licensee pursuant to the arrangement (other than the same complimentary services or items of value provided by the casino licensee to other participants pursuant to the terms of the particular arrangement);
2. The terms of any compensation agreement with a person identified in (1) above;
3. The arrival and departure dates of each visit to the casino hotel;
4. The name, address and basis of affiliation of any group participating in the arrangement;
5. The number of persons participating in the arrangement;
6. The means of transportation utilized; and
7. The value of complimentary services or items to be provided to the participants, calculated in accordance with the provisions of N.J.A.C. 19:45-1.9.

19:49-3.5 Purchases of patron lists

(a) Each casino licensee, junket representative or junket enterprise shall file a report with the Division with respect to each list of names of junket patrons or potential junket patrons purchased from any source whatsoever.

(b) The report required by (a) above shall include:

1. The name and address of the person or enterprise selling the list;
2. The purchase price paid for the list, or any other terms of compensation related to the transaction; and
3. The date of purchase of the list.

(c) The report required by (a) above shall be filed as soon as is practicable at a location to be designated by the Division, but in no event shall such report be filed later than seven days after the receipt of the list by the purchaser.

(d) If a list of names of junket patrons or potential junket patrons has been compiled in whole or in part by selecting the

names included therein on a "basis related to their propensity to gamble," as that phrase is defined in N.J.A.C. 19:49-1.2, the seller of such list shall be appropriately licensed in accordance with the provisions of N.J.S.A. 5:12-102 prior to engaging in such sale. No casino licensee, junket enterprise or sole owner/operator junket enterprise shall purchase a list of names compiled in such fashion unless the seller has been so licensed.

19:49-3.6 Monthly reports: employee junket activities

Each casino licensee shall, on or before the 15th day of the month, file a report with the Division listing the name and license number of each person employed by that casino licensee who performed the services of a junket representative during the preceding month, but whose license was not endorsed as such. The report shall be filed at a location to be designated by the Division.

(a)

CASINO CONTROL COMMISSION

Entertainment

Prohibited Entertainment Activities

Proposed Amendment: N.J.A.C. 19:52-1.4

Authorized By: Casino Control Commission, Theron G. Schmidt, Executive Secretary.
 Authority: N.J.S.A. 5:12-63(c), 5:12-69 and 5:12-70(p).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

Scott N. Silver
 Assistant Counsel
 License Division
 Casino Control Commission
 The Boardwalk and Tennessee Avenue

The Casino Control Commission thereafter may adopt this proposal without further notice (see: N.J.A.C. 1:30-3.5). The adoption becomes effective upon publication in the Register of a notice of adoption.

This proposal is known as PRN 1983-38.

The agency proposal follows:

Summary

By petition filed on July 23, 1982, Marina Associates requested a relaxation of N.J.A.C. 19:52-1.4(c), which provides that, "No entertainment shall be offered in the casino room itself." This request was made to allow a mime (dressed like the "Little Tramp" character portrayed by Charlie Chaplin) to perform in Harrah's casino room. On September 7, 1982 the request was denied by a 4-0 vote of the commission which failed to find "good cause" for the requested relaxation. In denying the request, the commission suggested that it might consider favorably a request to repeal the regulation altogether.

On or after September 14, 1982 Marina filed a new petition requesting that N.J.A.C. 19:52-1.4(c) be repealed. This petition was scheduled for consideration at the commission's public meeting of December 14, 1982. The commission considered the petition and decided that both a repeal of the present rule and its status quo retention were inappropriate. The commission decided that the absolute prohibition on entertainment in the casino room itself should be relaxed in favor of a more reasonable case-by-case approach.

This proposal establishes the procedure and standards by which the commission will review proposals to provide entertainment in the casino room.

Social Impact

This proposal would enable the casino industry to offer additional entertainment to the public in Casino rooms. In addition, the commission will take on the additional task of reviewing and adjudging petitions from the industry to allow casino room entertainment. Because the commission's standards for reviewing the suitability of casino room entertainment are exhaustive, there will be no lessening of other regulatory standards presently imposed upon the industry by the commission.

Economic Impact

By selectively allowing entertainment in the casino room, this rule would tend to encourage, preserve and indeed increase competition (see N.J.S.A. 5:12-1(b)(12)) within the casino industry. Too, administrative costs will be incurred to the extent that commission time is now devoted to a consideration of these petitions. There will be no impact upon the general or "patron" public because this proposal is specifically directed at the casino industry and its regulation by the commission.

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

19:52-1.4 Prohibited entertainment activities

(a)-(b) (No change.)

(c) No entertainment shall be offered within the casino room itself[.], **unless the casino licensee requests by written petition and receives approval from the commission to provide such entertainment. Such petition shall include, without limitation, information describing in detail the entertainment; its location within the casino room; dates and hours of performance; and type of sound amplification and lighting systems to be used.**

(d) A petition for approval shall be filed no less than 30 days prior to the date on which the licensee proposes to commence such entertainment.

(e) The commission or its authorized designees may at any time after the granting of approval require the licensee to immediately cease such entertainment if the entertainment provided or the sound amplification or lighting systems used are in any manner different from the description contained in the submission made pursuant to (c) above.

(f) In reviewing the suitability of an entertainment proposal, the commission shall consider the extent to which the entertainment proposal:

- 1. May unduly interfere with efficient casino operations;**
- 2. May unduly interfere with the security of the casino room or any of the games therein;**
- 3. May unduly interfere with surveillance operations;**
- 4. May unduly entice persons to enter the casino who might not otherwise do so; or**
- 5. May cause the casino room or the activity therein to unduly dominate the casino hotel complex.**

RULE ADOPTIONS

CIVIL SERVICE

(a)

CIVIL SERVICE COMMISSION

Certification and Appointment Notifying Eligibles of Certification

Adopted Amendment: N.J.A.C. 4:1-12.10

Proposed: September 7, 1982 at 14 N.J.R. 940(a).
Adopted: January 11, 1983 by Civil Service Commission,
Eugene J. McCaffrey, Sr., President.
Filed: January 20, 1983 as R.1983 d.17, **without
change.**

Authority: N.J.S.A. 11:1-7a, 11:5-1a, 11:6-2e, 11:6-3e,
11:10-1 and 11:10-5.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66
(1978): November 6, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

(b)

CIVIL SERVICE COMMISSION

Hours of Work Dual Employment

Adopted Repeal: N.J.A.C. 4:1-18.4, 4:2-18.4 and 4:3-18.1

Proposed: September 7, 1982 at 14 N.J.R. 941(a).
Adopted: January 11, 1983 by Civil Service Commission,
Eugene J. McCaffrey, Sr., President.
Filed: January 20, 1983 as R.1983 d.18, **without
change.**

Authority: N.J.S.A. 11:5-1(a).

Effective Date: February 7, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

COMMUNITY AFFAIRS

(c)

DIVISION OF HOUSING

Uniform Construction Code Building and Plumbing Subcodes

Adopted Amendments: N.J.A.C. 5:23-3.14 and 3.15

Proposed: December 6, 1982 at 14 N.J.R. 1326(a).
Adopted: January 17, 1983 by John P. Renna,
Commissioner.
Filed: January 20, 1983 as R.1983 d.12, **without
change.**

Authority: N.J.S.A. 52:27D-124.

Effective Date: February 7, 1983.
Operative Date: February 22, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
May 19, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

ENVIRONMENTAL PROTECTION

(d)

DIVISION OF WATER RESOURCES

Water Supply Bond Loan Regulations for the Rehabilitation of Water Supply Facilities Emergency Interim Rehabilitation Loan Procedures

Adopted New Rule: N.J.A.C. 7:1A-3

Proposed: October 4, 1982 at 14 N.J.R. 1075(b).
Adopted: January 21, 1983 by Robert E. Hughey,
Commissioner, Department of Environmental
Protection.
Filed: January 24, 1983 as R.1983 d.26, **with substantive
changes** not requiring additional public notice and
comment.

Authority: Water Supply Bond Act of 1981, P.L. 1981,
c.261, Section 5.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978): June 7, 1987.

DEP Docket No. 041-82-09.

Summary of Public Comments and Agency Responses:
No comments received.

Full text of the changes between proposal and adoption follows (additions to proposal shown in boldface with asterisks ***thus***; deletions from proposal shown in brackets with asterisks ***[thus]***).

7:1A-3.3 Application procedures

(a) (No change from proposal.)

(b) An emergency loan applicant for an emergency interim rehabilitation loan shall submit to the Division within 60 days of the critical water supply service disruption or within 60 days of the effective date of this subchapter, documented information fulfilling all the following criteria to the satisfaction of the Department:

1. Establish that a critical water supply service disruption occurred within the previous ***[six months]* *60 days***, or ***[within 60 days of]* *occurred no more than 12 months prior to*** the effective date of this subchapter, to the emergency loan applicant's water supply system;

2.-3. (No change from proposal.)

4. Establish that an imminent probability exists that another critical water supply service disruption may occur to the emergency loan applicant's water supply system within ***[three]* *12*** months after the last critical water supply service disruption or a critical water supply service disruption currently exists due to the age and antiquity of the emergency loan applicant's water supply system;

5.-10. (No change from proposal.)

(a)

DIVISION OF COASTAL RESOURCES

Coastal Resource and Development Policies Limited Growth Area; Low Density Development

Adopted Amendments: N.J.A.C. 7:7E-5.3, 5.6 and 5.7

Proposed: October 18, 1982 at 14 N.J.R. 1129(b).

Adopted: January 13, 1983 by Robert E. Hughey,
Commissioner, Department of Environmental
Protection.

Filed: January 24, 1983 as R.1983 d.27, **without
change.**

Authority: N.J.S.A. 13:1D-9, N.J.S.A. 13:19-17, 13:9A-2,
N.J.S.A. 12:5-3.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
July 31, 1985.

DEP Docket No. 051-82-09.

Summary of Public Comments and Agency Responses:

On October 18, 1982, the Division of Coastal Resources proposed amendments to the Rules on Coastal Resource and Development Policies concerning the application of the Large-

Scale Residential Development Policy in limited growth regions, and allowable levels of growth in Low Intensity Development regions.

A public hearing concerning these changes was held on November 9, 1982. Comments were submitted by the New Jersey Builders Association (NJBA), the New Jersey Department of Commerce and Economic Development, and by Whitehead Brothers Company.

Both the NJBA and the Department of Commerce and Economic Development supported the proposed amendments, which were intended to clarify the existing language.

Whitehead Brothers questioned the application of what it characterized as a "limited growth philosophy" to its property in Cumberland County. The Division responded that allowing inappropriately high levels of development in that region would jeopardize the environmental quality of the Delaware Bay and its associated wetlands and tributaries.

Full text of the rules as amended and the comments and responses are available from: Allan B. Campbell, Chief, Bureau of Coastal Planning and Development, Division of Coastal Resources, CN 401, Trenton, NJ 08625.

(b)

DIVISION OF WATER RESOURCES

Storm Water Management Regulations

Adopted New Rules: N.J.A.C. 7:8

Proposed: September 20, 1982 at 14 N.J.R. 1022(a).

Adopted: January 21, 1983 by Robert E. Hughey,
Commissioner, Department of Environmental
Protection.

Filed: January 24, 1983 as R.1983 d.24, **with technical
and substantive changes** not requiring additional
public notice and comment (see N.J.A.C. 1:30-3.5).

Authority: N.J.S.A. 40:55D-1 et seq. and P.L. 1981, c.
32.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
February 7, 1988.

Summary of Public Comments and Agency Responses:

The Department has carefully reviewed the official transcript of the public hearings and the written comments submitted during the comment period. The following is a summary of the major issues raised, the Department's response or clarification and where necessary, a discussion of that response. **Copies** of a more complete "Response to Comment" document may be obtained from: Administrator Whipple, Division of Water Resources, CN 029, Trenton, New Jersey 08625.

The Department is responding specifically to the major issues raised in these comments. In addition, minor changes to the proposed regulations have been made in response to comments by the public and by intra and intergovernmental reviewers. Those changes which were made to correct typographical errors, improve grammar or improve readability are not mentioned in this summary. Some of the changes which are noted in this summary are made in response to comments and are based upon more complete information and analysis.

1. Comment: Storm water planning that attempts to minimize the propagation of insects may prevent the use of retention basins.

ADOPTIONS

Response: This is not the intent of the regulations. A publication by the New Jersey Mosquito Control Association, Inc. titled "Mosquito Control Problems Associated with Storm Water Control Facilities", reports on a survey of 333 facilities to determine potential mosquito production of the three major types of control facilities. The report found retention basins least likely to contain larval habitat.

2. Comment: Model Storm water Management Ordinances should be prepared for different regions of the State.

Response: The Department has available a model ordinance, and will investigate tailoring it to specific regional concerns within the State.

3. Comment: The regulations should set specific design standards for non-structural storm water management measures.

Response: The Department intends to provide technical assistance to those interested in utilizing such techniques. Because of the variety of methods and applications the regulations are not the proper place for setting such standards, instead they set performance standards.

4. Comment: The standards fall short in that under no circumstances is there a requirement that pre-development runoff volumes be maintained, even though downstream flooding and water pollution problems will be exacerbated by increased volumes.

Response: The development of land alters the balance of the hydrologic response of that land to rainfall. The reduction of post development runoff volumes to pre-development volumes can only be accomplished by infiltration or evaporation of the increased amount of runoff.

The regulations are designed to allow local municipalities and counties to require a greater degree of control than required by the general standards. If the local soil conditions are appropriate for infiltration of the increased volumes, the local government may want to investigate requiring this type management technique. Requiring the infiltration of the increased volume of runoff produced by development is not technically feasible statewide and is not included in the regulations for that reason.

5. Comment: A three inch diameter drainage pipe will be easily clogged with silt, leaves and other debris and a maximum size of six or eight inches should be utilized.

Response: A three inch diameter drainage pipe does have the potential for clogging; however, the additional maintenance small outlets require is slight compared to the value obtained by the reduction of particulate pollution from the smaller structure. Additionally, the opening should always be protected by a trash rack with a large surface area and properly sized openings to prevent debris from reaching the orifice.

6. Comment: The various time tables in the regulations (for preparing the plan and adopting ordinances) are unrealistic and should be extended.

Response: The time tables are required by the law and therefore will remain in the regulations.

7. Comment: The regulations should encourage the use of aesthetically pleasing designs in the construction of detention basins.

Response: Language to this effect has been added.

8. Comment: The regulations allow for storm water runoff to be computed using either the U.S. Soil Conservation procedures, or the Modified Rational Method. The use of other appropriate methods or computer models should be allowed to compute storm water runoff volumes.

Response: The wording of the General Standards section of the regulations has been revised to clarify the fact that the references

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to the SCS standards and the modified rational method are not intended to limit the designer to the use of these two methodologies.

9. Comment: Watershed based planning is the only way to properly implement storm water management. Requiring municipalities to do the planning and enforcing will undermine its effectiveness.

Response: In New Jersey, municipalities have the responsibility to regulate development through the site plan review process. Therefore, the legislation gives them the responsibility for overseeing storm water management practices. The regulations attempt to encourage basin wide planning.

10. Comment: The question of maintenance of facilities and liability for their operation have not been adequately addressed by the regulations.

Response: Storm water management facilities should be treated as other improvements to land are treated. Unless responsibility is assured by a governmental entity, it remains with the property owner, and liability follows accordingly.

11. Comment: The provision in N.J.A.C. 7:8-2.4 to allow counties to enter into a mutual agreement with municipalities to extend the 60 day review period is inconsistent with Section 5 of statute (N.J.S.A. 40:55D-95) and should be deleted.

Response: The regulations have been revised to eliminate the last sentence in N.J.A.C. 7:8-2.4 which had allowed for an extension of the 60 day review period.

12. Comment: Alternatives to detention basins should include porous pavements.

Response: Porous pavements have been found to perform very well in certain cases as a storm water management technique. The regulations have been revised to include reference of this alternative to detention basins.

13. Comment: The objectives listed in the regulations are generally the same as those in the Act, except No. 2 omits a key phrase "where such runoff will increase flood damage" at the end. This key phrase, included in the Act, should be included in the regulations.

Response: The regulations have been revised to include this phrase in objective No. 2. It now reads "To minimize increased storm water runoff from any new land development where such runoff will increase flood damage."

14. Comment: Appropriate exceptions should be included to permit detention areas or ponds in floodways and flood plains when the objective is to compensate for damages to ponds and wetlands done by siltation from upstream land clearings.

Response: The regulations do make allowances for the location of detention basins in flood plains and floodways. With the requirement that a special examination be made to analyze the adequacy of the proposed facility during conditions of flooding. In addition, the regulations and more importantly, the State Standards for Soil Erosion and Sediment Control provide a great deal of protection against siltation problems arising from land clearings.

15. Comment: The regulations are designed to expand the scope of storm water management to include nonpoint source pollution control. The need to control such pollution is unproven. The levels of lead and hydrocarbon from residential development has not been documented.

Response: The documentation for the need to control nonpoint source pollution, including residential development, is abundant. The New Jersey State Water Resources Research Institute, the Northern Virginia Planning District Commission (NVPDC), the Metropolitan Washington Council of Governments and a variety of professional associations, task forces and research groups have

compiled a wide range of information concerning the need for control of storm water pollution. In particular, lead and hydrocarbon levels in New Jersey storm runoff have been identified in reports by the New Jersey Water Resources Research Institute and NVPDC. The studies have documented concentrations of lead, hydrocarbons and other pollutants from both residential and commercial development, that exceed by far the New Jersey surface water criteria.

Full text of the changes between proposal and adoption follows (additions to proposal shown in boldface with asterisks ***thus***; deletions from proposal shown in brackets with asterisks ***[thus]***).

CHAPTER 8 STORM WATER MANAGEMENT REGULATIONS

SUBCHAPTER 1. GENERAL PROVISIONS

7:8-1.1 Purpose and authority

This chapter shall implement the provisions of the New Jersey Storm Water Management Act, P.L. 1981, c.32, which amends and supplements the Municipal Land Use Law, N.J.S.A. 40:55D-1 et seq. These Storm Water Management Regulations establish minimum requirements and controls to compensate for the differences in the hydrologic response of the watershed from the undeveloped to the developed condition. The Storm Water Management Act further creates a State grant program ***[for these purposes,]***, however, no funds have been appropriated for this purpose as of this time. Nothing in this chapter shall change the assigned duties of counties and municipalities responsible for approval of storm water management provisions, submitted as part of site plans, and subdivisions as established by the Municipal Land Use Law.

7:8-1.3 Definitions

"Major development" means ***that***, in addition to the definition of development in the Municipal Land Use Law, N.J.S.A. 40:55D-4*, **the activity must satisfy 1 or 2 below***:

1. (No change from proposal.)
2. Any construction of one or more of the following uses:
 - i. Feeding and holding areas that provide for more than 100 head of cattle or 15,000 hens, 500 swine, 4,000 turkeys, 10,000 ducks; this section shall also apply to all other equivalent numbers of animal units as determined by the SCS Agricultural Waste Management Field Manual for measuring BOD ***(bio chemical oxygen demand)*** producing potential;
 - ii.-vii. (No change from proposal.)

***7:8-1.7 Relationship to other permitting programs**

Nothing in this chapter shall be construed as limiting the rights of other agencies or entities, such as the Pinelands Commission, from imposing stricter standards or other requirements as allowed by statute.*

7:8-2.1 Objectives

- (a) A storm water management plan and its implementing ordinance or ordinances shall be designed:
1. (No change from proposal.)
 2. To minimize increased storm water runoff from any new land development ***where such runoff will increase flood damage***;
 - 3.-10. (No change from proposal.)

7:8-2.2 Schedule for completion and submission of plans and ordinances

(a) If a grant for 90 percent of the costs for the preparation of the plan is provided by the Department pursuant to section 6 of the Act, the storm water management plan shall be completed by the municipality within one year from the date of promulgation of storm

water management regulations by the Commissioner, or by the next reexamination of the municipality's master plan required pursuant to ***[section 89 of the MLUL]* *N.J.S.A. 40:55D-89*** whichever is later. The storm water management plan shall be an integral part of each municipal master plan as provided by ***[section 28 of the MLUL]* *N.J.S.A. 40:55D-28***. Each storm water management ordinance or ordinances prepared under such a grant shall be adopted by the municipality within one year of the completion of the storm water management plan and shall be revised thereafter as needed. ***[If no such grant is provided, the decision as to whether or not to prepare storm water management plans and ordinances or resolutions shall be at the option of the municipality or county involved. However, such] *Such*** a storm water management plan, control ordinance or resolution ***[is]*** prepared by counties, municipalities or designated regional agencies ***[it]*** shall be prepared in accordance with this chapter.

7:8-2.3 County review process

(a) Each municipality shall submit its storm water management plan and implementing ordinance adopted pursuant to this Act to the ***[designated]*** county ***[planning]*** agency or county water resources association ***designated by the freeholders ***, as appropriate, **]*** for approval. The implementing ordinance shall not take effect without county approval.

(b) (No change from proposal.)

7:8-2.4 Failure of county to act

Where the agency or association fails to approve, conditionally approve, or disapprove a plan or ordinance within 60 days of receipt of the plan or ordinance, the plan or ordinance shall be considered approved. ***[Counties may enter into a mutual agreement with the municipality to extend the review period.]***

7:8-2.6 Exceptions

The Commissioner may upon application by any appropriate agency grant an exception from any of the objectives listed in N.J.A.C. 7:8-2.1(a) through ***[8] *10*** above, as provided for in sections 3 and 4 of the Act provided that the Commissioner shall determine that such exception will not materially increase flood damage, non-point source pollution, or erosion within or without the municipality. Any municipal request for such exemptions shall be accompanied by proof of notice to all affected municipalities of such request and the request shall be submitted to the State through the appropriate county planning agency.

7:8-3.1 Planning phases

(a) Planning for storm water management is designed in two phases. The Phase I plan is targeted at preventive measures to be applied to the site plan and subdivision review process. It shall identify existing control requirements and establish plans and ordinances in order to meet the standards in these regulations for at least the short term. The Phase II plan shall provide for the long term comprehensive planning of alternative preventive storm water management measures in conjunction with remedial storm water management measures.

1. Phase I:

- i. (No change from proposal.)
- ii. ***[Following]* *Within one year following*** the completion of the Phase I plan, municipalities shall adopt ordinances which are to be consistent with the policies and principles of the Phase I plan. These ordinances shall be amended, as required, following the adoption of the Phase II plan. Such ordinances must be adopted if the Department provides a grant pursuant to section 6 of the Act.

2. (No change from proposal.)

7:8-3.3 Plan conformity

[(a)] (No change in text from proposal.)

[(b)] Municipal plans should be prepared so as to minimize propagation of insects, particularly mosquitos. **]***

7:8-3.4 General standards

(a) The following standards are specified for general use as minimums to be applied to major developments. Local plans and ordinances which require a greater degree of control or require retention for a greater period of time, or apply to classes of developments in addition to those specified herein, will be acceptable as long as the objectives are met. Plans and ordinances expressed in different terms but which are considered by the Department to achieve substantially the same objectives will also be acceptable.

1. Flood and erosion control: The flood and erosion control standard for detention will require that volumes and rates be controlled so that after development the site will generate no greater peak runoff from the site than prior to development, for a two-year, 10-year, and 100-year storm considered individually. *[Such storms may be computed either as a Type II 24-hour storm under] ***These design storms shall be defined as either a 24-hour storm using the rainfall distribution recommended by the U.S. Soil Conservation Service when using* U.S. Soil Conservation Service procedures, (such as U.S. Soil Conservation Service, "Urban Hydrology for Small Watersheds," Technical Release No. 55) or as the estimated maximum rainfall for the estimated time of concentration of runoff at the site when using ***a design method such as* the Modified Rational Method.** Tabulations of estimated maximum rainfall are available from the Department. For purposes of computing runoff, all lands in the site shall be assumed, prior to development, to be in good condition (if the lands are pastures, lawns or parks), with good cover (if the lands are woods), or with conservation treatment (if the land is cultivated), regardless of conditions existing at the time of computation.**

i. Any ***major*** agricultural development as defined in this chapter shall be submitted to the local Soil Conservation District for review and comment in accordance with this chapter and any Soil Conservation District guidelines. A ***[delegated]*** agency may condition approval of such storm water control measures upon a positive recommendation of the appropriate Soil Conservation District.

2. Water quality control:

i. The water quality requirement for detention will require prolonged retention of a small design storm which shall be either a one-year frequency ***[Type II storm]***, **24 hour storm using the rainfall distribution recommended for New Jersey by the U.S. Soil Conservation Service*** or a storm of 1 1/4 inches of rainfall in two hours. Provisions shall be made for it to be retained and released so as to evacuate 90 percent in approximately 18 hours in the case of residential development and 36 hours in the case of other developments. This is usually accomplished by a small outlet at the lowest level of detention storage, with a larger outlet or outlets above the level sufficient to control the small design storm. If the above requirement would result in a pipe smaller than three inches in diameter, the period of retention shall be waived so that three inches will be the minimum pipe size used.

ii. Where soils have sufficient permeability, the production of zero runoff from the site ***under conditions of the 1 1/4 inch quality storm*** will be considered sufficient to meet the water quality requirement for residential developments, provided that the ***seasonal high*** groundwater does not rise to within two feet of the bottom of the detention facility. For other than residential developments, approvals will be on a case-by-case basis after technical review by the designated authority. The object of this review will be to avoid pollution of groundwater. Other technology may be substituted pursuant to (a)4i below.

3. Detention basins in flood plains:

(No change from proposal.)

4. Alternatives to detention basins:

i. It is not necessary that basic requirements for water quantity and quality control be satisfied by means of detention basins. Measures including but not limited to roof top storage, tanks, infiltration pits, ***porous pavement***, dry wells, gravel layers underneath paving,

or sheet flow through vegetated areas may be used for the purpose, with appropriate consideration for length of life and feasibility of continued maintenance in accordance with technical guidance from the Department. Vacuum street sweeping may be substituted for the water quality requirement, in cases in which continuity of the service can be assured, and where the pollution in question originates on the pavement.

ii.-iii. (No change from proposal.)

5. Maintenance and repair:

i. Maintenance of detention basins and infiltration means, or of other alternatives, is a very important aspect of a storm water management program. Control measures shall be designed so as to provide for mechanical maintenance operations. ***[Whenever responsibility for continuing maintenance is not to be assumed by a public body, it shall be the responsibility of the owner of the developed property. In cases where lots or parcels of a development are to be sold, and a public body has not assumed the responsibility for maintenance of the storm water control measure, the ordinance shall require as a condition of approval the creation of a homeowners association or equivalent body to assure continued maintenance. Arrangements shall be made by deed restriction or covenant, passing with the land to subsequent owners, with provision for collecting funds for these such purposes.]*** *** Responsibility for operation and maintenance of storm water management facilities, including periodic removal and disposal of accumulated particulate material and debris, unless assumed by a governmental agency, shall remain with the property owner and shall pass to any successor or owner. In the case of developments where lots are to be sold, permanent arrangements, satisfactory to the approving agency shall be made to insure continued performance of these obligations.**

ii. (No change from proposal.)

6. (No change from proposal.)

***7. Municipal plans should be prepared so as to minimize propagation of insects, particularly mosquitos.**

8. Detention facilities should be designed in a harmonious and attractive manner.*

(a)

DIVISION OF WATER RESOURCES

Water Quality Management
Underground Injection Control ProgramAdopted Amendments: N.J.A.C. 7:14A-1.9,
5.11, 5.13, 5.15 and 5.16

Proposed: October 18, 1982 at 14 N.J.R. 1136(a).

Adopted: January 3, 1983 by Robert E. Hughey,
Commissioner, Department of Environmental
Protection.

Filed: January 13, 1983 as R.1983 d.9, **without change.**

Authority: N.J.S.A. 58:10A-1 et seq., specifically N.J.S.A.
58:10A-4; N.J.S.A. 58:12A-1 et seq., specifically
N.J.S.A. 58:12A-4; N.J.S.A. 58:4A-4.1, N.J.S.A.
58:4A-5 et seq., specifically N.J.S.A. 58:4A-5.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
June 30, 1983.

Summary of Public Comments and Agency Responses:

A question was raised as to what is the statutory authority for these amendments and for the existing provisions in the NJPDES Regulations, N.J.A.C. 7:14A-1.1 et seq., governing the underground injection control (UIC) program. The NJPDES Regulations when originally adopted on March 6, 1981 did not cite the Safe Drinking Water Act, N.J.S.A. 58:12A-1 et seq.; N.J.S.A. 58:4A-4.1; or N.J.S.A. 58:4A-5 et seq. as authority for the regulations.

The Department's comment is to point out that the proposal for these amendments (See 14 N.J.R. 1136(a).) did cite as part of the authority N.J.S.A. 58:12A-4, 58:4A-4.1, and 58:4A-5 (The citation of 58:4A-5 was cited in the Department's proposal document but was through inadvertence omitted from the New Jersey Register notice.). These sections and the acts of which they are part should be considered as part of the statutory authority for the provisions in the NJPDES Regulations governing the UIC program.

(a)

DIVISION OF WATER RESOURCES

Pollutant Discharge Elimination System
Hazardous Waste ManagementAdopted Amendments: N.J.A.C. 7:14A-4.2
and 4.3

Proposed: October 18, 1982 at 14 N.J.R. 1137(a).

Adopted: January 18, 1983 by Robert E. Hughey,
Commissioner, Department of Environmental
Protection.

Filed: January 24, 1983 as R.1983 d.25, **with substantive
and technical changes** not requiring additional public
notice and comment (see N.J.A.C. 1:30-3.5).

Authority: N.J.S.A. 58:10A-1 et seq. and 13:1E-1 et seq.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
June 30, 1983.

DEP Docket No. 044-82-09.

Summary of Public Comments and Agency Responses:

1. COMMENT: The proposal will not promote the re-use of hazardous waste as suggested in the "Social Impact", since it does not allow an industrial waste management facility (IWMF) to receive hazardous waste from intercompany sources.

RESPONSE: This comment brought to the Department's attention that an apparent drafting error occurred in the proposed regulation as it was published in the New Jersey Register (14 N.J.R. 1137(a)). The corrections have been made in the text of the adopted amendment set out below. By allowing an IWMF, under the condition stated in the rule, to accept hazardous waste from intercompany/intrastate sources, the re-use of hazardous waste will be promoted and thus the total amount of hazardous waste that needs to be disposed of will be reduced.

2. COMMENT: The Department should allow an IWMF to accept hazardous waste from intercompany sources if generated intrastate.

RESPONSE: By correction of the typing error discussed above the amendment as adopted allows an IWMF to receive hazardous waste from intercompany, sources that are also intrastate, under certain conditions.

3. COMMENT: All hazardous wastes that are received by an IWMF from off-site must be manifested. But a generator of hazardous waste can only send its hazardous waste to an "authorized facility". If a generator is to send its waste to an IWMF, the definition of "authorized facility" in the hazardous waste regulations should be amended to include an IWMF as an authorized facility.

RESPONSE: The definition of "authorized facility" in N.J.A.C. 7:26-1.4 has been modified so that an IWMF is an authorized facility for the purpose of N.J.A.C. 7:14A-4.2(a)5.

Full text of the changes between proposal and adoption follows (additions to the proposal shown in boldface with asterisks ***thus***; deletions shown in brackets with asterisks ***[thus]***).

7:14A-4.2 Scope

(a) Specific inclusions: An industrial waste management facility (IWMF) **treats, stores, or disposes of hazardous waste which is received exclusively from intracompany and intrastate sources** and includes the following:

1.-4. (No change from proposal.)

5. **Notwithstanding the provisions of (a)1 above, an IWMF may receive hazardous waste from *[intrastate/intracompany]* intrastate/intercompany* sources provided that:**

i.-iii. (No change from proposal.)

(b)-(c) (No change from proposal.)

7:14A-4.3 Definitions

The following definitions apply to this subchapter.

"Chemical agent" means those elements, compounds, or mixtures that disperse, dissolve, emulsify, neutralize, precipitate, reduce, solubilize, *[oxidoze]* oxidize*, concentrate, congeal, entrap, fix, gel, make the pollutant mass more rigid or viscous, or otherwise facilitate the mitigation of deleterious effects of removal of the pollutant from the wastewater.

7:26-1.4 Definitions

"Authorized facility" means a hazardous waste treatment, storage or disposal facility which has received a permit to operate from the USEPA or New Jersey DEP (or a facility determined by the New Jersey DEP to be in full compliance with all requirements set forth in N.J.A.C. 7:26-12.3 governing the operations of existing hazardous waste facilities until final disposition of the permit application is made) in accordance with the requirements of 40 CFR Parts 122 and 124, N.J.A.C. 7:26-1, or a permit or other permission to operate from a state authorized in accordance with 40 CFR 123. Those facilities exempt from the New Jersey hazardous waste facility permitting requirements, as designated at N.J.A.C. 7:26-12.1(b)7, are considered "authorized facilities" for the purpose of the regulations found in N.J.A.C. 7:26-7 and 8. ***An industrial waste management facility (IWMF) receiving hazardous waste pursuant to N.J.A.C. 7:14-4.2(a)5 is also an "authorized facility".***

(a)**SOLID WASTE ADMINISTRATION****Resource Recovery Grants****Notice of Correction: N.J.A.C. 7:26**

Take notice that the new rule concerning resource recovery grants was cited incorrectly as N.J.A.C. 7:26-11 in the notice of proposal appearing in the January 8, 1981 New Jersey Register at 13 N.J.R. 9(a), and in the notice of adoption appearing in the June 4, 1981 New Jersey Register at 13 N.J.R. 340(d). The correct citation for this new rule is N.J.A.C. 7:26-14.

HEALTH**(b)****EMERGENCY MEDICAL SERVICES****Mobile Intensive Care Paramedics
Authorized Therapeutic Agents****Adopted Amendment: N.J.A.C. 8:31-25.1**

Proposed: December 6, 1982 at 14 N.J.R. 1331(a).
Adopted: January 19, 1983 by Allen N. Koplin, M.D.,
M.P.H., Acting Commissioner, Department of Health.
Filed: January 24, 1983 as R.1983 d.28, **without
change.**

Authority: N.J.S.A. 26:1A-15 and 26:2K-2.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978);
February 7, 1988.

Summary of Public Comments and Agency Responses:
No comments received.

(c)**CONSUMER HEALTH SERVICES****Controlled Dangerous Substances
Registration Fee Increases****Adopted Amendment: N.J.A.C. 8:65-1.1**

Proposed: November 1, 1982 at 14 N.J.R. 1191(b).
Adopted: January 20, 1983 by Allen N. Koplin, M.D.,
M.P.H., Acting Commissioner, Department of Health.
Filed: January 24, 1983 as R.1983 d.29, **without
change.**

Authority: N.J.S.A. 24:21-3.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
February 11, 1985.

Summary of Public Comments and Agency Responses:

Comment: One drug distributor requested that the increased costs should be borne by the manufacturer alone who could build the increased cost into the price to the consumer. This distributor wanted to delete any increase fees added to the distributor or dispenser fee structure.

Response: The Department responded that fees have not been raised in 12 years and the proposed increases were part of an across-the-board increase in all fees paid to or collected by the Department, regardless of category of the registrant.

(d)**DRUG UTILIZATION REVIEW COUNCIL****Drug Evaluation and Acceptance Criteria
Manufacturer and Repackager Criteria****Adopted Amendment: N.J.A.C. 8:70-1.4**

Proposed: September 20, 1982 at 14 N.J.R. 1030(a).
Adopted: January 20, 1983 by Drug Utilization Review
Council, Leroy L. Schwartz, M.D., Chairman.
Filed: January 24, 1983 as R.1983 d.33, **without
change.**

Authority: N.J.S.A. 24:6E-6g.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
September 18, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

(e)**DRUG UTILIZATION REVIEW COUNCIL****Interchangeable Drug Products****Adopted Amendment: N.J.A.C. 8:71**

Proposed: August 16, 1982 at 14 N.J.R. 888(a).
Adopted: January 20, 1983 by Drug Utilization Review
Council, Leroy L. Schwartz, M.D., Chairman.
Filed: January 24, 1983 as R.1983 d.30, **with portions
of the proposal not adopted and portions not adopted
but still pending.**

Authority: N.J.S.A. 24:6E-6b.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
March 6, 1984.

Summary of Public Comments and Agency Responses:

Regarding spironolactone and spironolactone with hydrochlorothiazide:

Cord Laboratories supported the addition of their company's products to the Formulary, stating that spironolactone is inherently variable in its bioavailability, and that blood levels do not predict therapeutic efficacy.

The Council agrees with Cord's points, but notes that the Cord products are statistically significantly different from Aldactone and Aldactazide in key pharmacokinetic parameters. Further, Cord has not provided clinical data (e.g. serum potassium levels) that would demonstrate their products' clinical efficacy.

Regarding Clomiphene Citrate Tablets:

Serono Laboratories, distributor of this product, supported its addition to the Formulary in testimony by Dr. R. Pelham. He claimed (1) that in vitro dissolution data, supported by outside investigators, showed that Ikaclomin and Serophene (the product under question) are virtually identical; (2) that the nature of Clomiphene precludes testing in normal volunteers; (3) that chemical tests are not sensitive enough to detect clomiphene in relevant body compartments; and, that clinical use of Ikaclomin showed clinical equivalence (in ovulation and pregnancy rates) to Clomid.

The Council notes that no direct comparison has been made of Serophene to Clomid, the brand for which it would be substituted, and that the clinical efficacy rates were not compared in the same studies. Further, FDA states that the bioequivalency of Serophene to Clomid is, as yet, unresolved.

The following products and their respective manufacturers were adopted:

Butalbital/APC caps	Chelsea
Doxycycline Hyclate caps 100 mg	Danbury
Sulfapyridine tabs 100 mg	Zenith

The following products and their respective manufacturers were not adopted:

Clomiphene Citrate tabs 50 mg	Plantex/Ikapharm
Levothyroxine Sodium tabs 0.1, 0.2 mg	Cord
Methandrostenolone tabs 2.5, 5 mg	Par
Spironolactone tabs 25 mg	Cord
Spironolactone 25 mg/Hydrochlorothiazide 25 mg tabs	Cord

The following products are still pending:

Chlorthalidone tabs 25, 50 mg	Danbury
Hydroxyzine Pamoate caps 25, 50, 100 mg	Par
Isosorbide Dinitrate SL tabs 10 mg	Par
Isosorbide Dinitrate Oral tabs 30 mg	Par

OFFICE OF ADMINISTRATIVE LAW NOTE: See the January 17, 1983 Register at 15 N.J.R. 90(a) for a related notice of adoption.

(a)

DRUG UTILIZATION REVIEW COUNCIL

Interchangeable Drug Products

Adopted Amendment: N.J.A.C. 8:71

Proposed: October 4, 1982 at 14 N.J.R. 1077(a).
 Adopted: January 20, 1983 by Drug Utilization Review Council, Leroy L. Schwartz, M.D., Chairman.
 Filed: January 24, 1983 as R.1983 d.31, with portions

of the proposal **not adopted** and portions **not adopted but still pending**.

Authority: N.J.S.A. 24:6E-6b.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
 March 6, 1984.

Summary of Public Comments and Agency Responses:
No comments received.

The following products and their respective manufacturers were adopted:

Aspirin with codeine tabs 15, 30 mg	Chelsea
Chloroxazone tabs 250 mg	Chelsea
Dicloxacillin caps 250, 500 mg	Biocraft
Fluocinolone acetonide cream 0.01%, 0.025%	Clay-Park
Furosemide tabs 20, 40 mg	Lederle
Gramicidin, Neomycin, Nystatin and Triamcinolone cream	NMC
Hydrocortisone cream 1%	Biocraft, NMC
Hydrocortisone oint. 1%	NMC
Hydrocortisone 1% /Iodochlorhydroxyquin 3% cream	NMC
Hydroxyzine Pamoate caps 50 mg	Danbury
Nystatin Cream	NMC
Sulfabenzamide, Sulfacetamide and Sulfathiazole Vaginal Cream	Clay-Park, NMC
Sulfamethoxazole/Trimethoprim tabs 400/80, 800/160 mg	Lemmon
Triamcinolone acetonide cream 0.1%, 0.025%	NMC
Triamcinolone acetonide oint. 0.1%	NMC
Triamcinolone acetonide oints. 0.025, 0.1, 0.5%	Clay-Park

The following products and their respective manufacturers were not adopted:

Chloroquine Phosphate tabs 250 mg	Biocraft
Methandrostenolone tabs 2.5, 5 mg	Bolar
Neomycin Sulfate tabs 0.5 g	Biocraft
Trimethoprim tabs 100 mg	Biocraft

The following products are still pending:

Ampicillin/probenecid for solution	Biocraft
Oxycodone 4.88 mg/Aspirin 325 mg tabs	Halsey, Roxane
Oxycodone 2.44 mg/Aspirin 325 mg tabs	Roxane
Oxycodone HCL 5 mg/Acetaminophen 325 mg tabs	Roxane
Prenatal Vitamins (substitute for Materna 1/60)	Par

(b)

DRUG UTILIZATION REVIEW COUNCIL

Interchangeable Drug Products

Adopted Amendment: N.J.A.C. 8:71

Proposed: August 16, 1982 at 14 N.J.R. 887(b).
 Adopted: January 20, 1983 by Drug Utilization Review Council, Leroy L. Schwartz, M.D., Chairman.
 Filed: January 24, 1983 as R.1983 d.32, without change.

Authority: N.J.S.A. 24:6E-6b.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
March 6, 1984.

Summary of Public Comments and Agency Responses:

Steri-Med, Inc., objected to this proposal and provided urinary excretion data in support of the bioequivalency of their product.

The Council points out that Steri-Med's product was inadvertently added to the Formulary and that the data provided still doesn't convince the Council's bioequivalency consultants that this product is bioequivalent to Hydrodiuril.

The following product was therefore **deleted** from the List of Interchangeable Drug Products:
[Hydrochlorothiazide tabs, 50 mg Steri-Med]

(a)

DRUG UTILIZATION REVIEW COUNCIL

Interchangeable Drug Products

Adopted Amendment: N.J.A.C. 8:71

Proposed: September 20, 1982 at 14 N.J.R. 1030(b).
Adopted: January 20, 1983 by Drug Utilization Review Council, Leroy L. Schwartz, M.D., Chairman.
Filed: January 24, 1983 as R.1983 d.34, **without change.**

Authority: N.J.S.A. 24:6E-6g.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
March 6, 1984.

Summary of Public Comments and Agency Responses:
No comments received.

HUMAN SERVICES

(b)

DIVISION OF MENTAL RETARDATION

Manual of Standards for Licensed Group Homes and Supervised Apartments for the Developmentally Disabled

Adopted Amendment: N.J.A.C. 10:44A

Proposed: June 7, 1982 at 14 N.J.R. 531(a).
Adopted: January 24, 1983 by George J. Albanese, Commissioner, Department of Human Services.
Filed: January 24, 1983 as R.1983 d.23, **with technical and substantive changes** not requiring additional public notice and comment (see N.J.A.C. 1:30-3.5).

Authority: N.J.S.A. 30:11B-1.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
February 7, 1988.

Summary of Public Comments and Agency Responses:

Nine letters were received from present licensees and the general public. The respondents acknowledged the new rules generally served to clarify the licensing regulations. The differentiation made to identify those regulations applicable exclusively to supervised apartments was accepted with unanimous approval.

Twenty-six rules were either amended or parts of the rule were deleted in accordance with the comments received. These changes constitute a re-wording of the specific rule in order to more clearly identify what is required; rather than to add new rules or increase the burden for the affected parties.

Two respondents recommended the maximum license capacity of group homes and supervised apartments be set at 15, and one respondent recommended the capacity be changed to 18 residents. In accordance with existing State law, N.J.S.A. 30:11B, the maximum capacity for "Community Residences for the Developmentally Disabled" shall remain at 16 developmentally disabled persons.

Finally, two respondents expressed displeasure with the definition of developmental disability. One licensee recommended utilizing the definition from the Children with Specific Learning Disabilities Act of 1969, P.L. 91-230, the Elementary and Secondary Amendment of 1969. Another licensee suggested use of the definition found in the Comprehensive Service and Developmental Disabilities Amendments of 1978. The agency acknowledges that a multitude of various definitions do, in fact, exist. The definition as found in the rules was retained as it represents that which is found in N.J.S.A. 30:11B-2 and constitutes present policy of the Department of Human Services.

Full text of the changes between proposal and adoption follows (additions to proposal shown in boldface with asterisks ***thus***; deletions from proposal shown in brackets with asterisks ***[thus]***).

CHAPTER 44A
MANUAL OF STANDARDS FOR
LICENSED GROUP HOMES AND SUPERVISED APARTMENTS FOR THE DEVELOPMENTALLY DISABLED

FOREWORD

N.J.S.A. 30:11B-1 et seq. assigns the responsibility for the licensing and regulation of Community Residences for the Developmentally Disabled to the Department of Human Services.

All such residences ***for the developmentally disabled*** which are operated by any individual or individuals, corporation, partnership, society, or association, whether public or private, whether incorporated or unincorporated, whether for profit or non-profit, ***[shall be]* *are*** licensed by the Division of Mental Retardation under appropriate regulations. Such regulations ***[shall]*** govern the operation and maintenance of ***said*** residences, and prescribe conditions for admission and discharge of clients. The regulations contained in this ***[manual]* *chapter*** shall deal with those categories of Community Residences known as group homes and supervised apartments ***for the developmentally disabled.*** The regulations ***[shall]*** assure that essential life-safety, health, education, training, and comfort conditions exist in a home-like atmosphere.

The geographic location of group homes and supervised apartments ***for the developmentally disabled* * [shall be]* *are*** monitored by the Division of Mental Retardation to insure that such residences are available ***[through]* *throughout*** the area. Such consideration of availability shall affect the granting or refusal of licenses.

All clients of group homes or supervised apartments in any

municipality and county of the State *[shall be]* ***are*** deemed residents of such municipality and county for all purposes, and *[shall be]* ***are*** entitled to the use and benefit of all health, education, vocational and other facilities of such municipality and county in the same manner and extent as any other persons living in such municipality and county.

Inherent in the granting and fostering of autonomy and independence in disabled persons is the acceptance of a measure of dignified risk. In the past, disabled persons' lives have been geared toward a sheltered and dependent existence. As human beings, disabled people are citizens in the same social, political, and constitutional sense as non-disabled people; and they are capable of growth and adaptation, even if profoundly handicapped. Therefore, they are deserving of challenges for growth, even if these challenges imply a measure of risk and discomfort. The acceptable degree of risk for any individual shall be indicated in his Individualized Habilitation Plan.

This *[manual of standards]* ***chapter*** replaces the Manual of Standards for Licensed Community Residences for the Developmentally Disabled promulgated in 1978, and provides the regulations for group homes and supervised apartments for the developmentally disabled. A separate manual is available for the categories of Family Care and Skill Development Homes (see N.J.A.C. 10:44B). Copies of these manuals may be obtained by writing to:

Division of Mental Retardation
Capital Place One
222 South Warren Street
Trenton, New Jersey 08625; or

Office of Administrative Law
Publications and Filings
88 East State Street
CN 301
Trenton, New Jersey 08625

The following Manual of Standards, which is designed specifically for group homes and supervised apartments, addresses the minimum acceptable level of living conditions for clients in such residences. The purpose of the regulations is to assure conditions of safety, health, and comfort. All regulations apply to both group homes and supervised apartment programs unless otherwise indicated by (not applicable, etc.).

SUBCHAPTER 1: GENERAL INFORMATION

10:44A-1.1 Definitions

The following words and terms, when used in this chapter, shall have the following meanings unless the contents clearly indicates otherwise.

“Community residence” for the developmentally disabled means any community residential facility housing up to 16 developmentally disabled persons which *[also]* provides food, shelter, and personal guidance for developmentally disabled persons who require assistance, temporarily or permanently, in order to live independently in the community.

1. (No change from proposal.)

“Individualized Habilitation Plan” means a plan written in terms of measurable goals and behaviorally stated objectives ***for an individual client***. It shall prescribe an integrated program of individually suited activities, experiences, or therapies necessary to achieve the optimal physical, intellectual, social, or vocational functioning of which the individual is capable.

“Supervised apartment” means a variant of the group home model under which three or more apartments are leased by the licensee and one or more of these apartment houses live-in staff who are available *[at all times]* ***whenever*** the clients are in the apartments.

10:44A-1.2 Background

(a) Licensees assuming the responsibility *[of]* ***for*** providing housing for developmentally disabled persons should also provide guidance and training for them. Clients should be expected and taught to assume responsibility by sharing duties within their capacity. Such work in a residential setting must not result in exploitation of the client or cause them to feel they are wanted only because of the work they do. Such involvement in living skills will help each person to gain practical knowledge and will help prepare him for greater independence.

(b) (No change from proposal.)

(c) Discretion must be used in determining which responsibilities and freedom any one person can reasonably *[be expected to]* handle. Realistically, some developmentally disabled people are not prepared to cope with all of the responsibilities involved with individual rights and freedoms. Goals must be determined individually and realistically so that they are able to succeed. Clients should share in the selection of their own goals ***to the extent of their ability.*** Their right to try (risk-taking) should always be remembered.

(d) (No change from proposal.)

10:44A-1.3 Application for license

(a)-(c) (No change from proposal.)

(d) Conviction of crimes appearing under N.J.A.C. 10:44A-2.1 ***by an applicant*** shall be sufficient cause to deny *[a license to an applicant.]* ***an application for a license.***

10:44A-1.4 License and Inspection

(a) Upon obtaining *[an approved]* ***written confirmation that the*** Letter of Intent ***has been approved by the Division of Mental Retardation*** and ***with*** the completion of all renovations to the physical site, the applicant may request a final inspection. All requests are made to:

Bureau of Operations
Division of Mental Retardation
Capital Place One
222 South Warren Street
Trenton, New Jersey 08625

(b) The following documents must be supplied to the Bureau of Operations before a license will be issued (all documents must be legible):

1.-3. (No change from proposal.)

4. A *[permanent]* Certificate of ***Use and*** Occupancy ***if required in accordance with the Uniform Construction Code*** (not applicable to supervised apartments);

5. If the building is not serviced by a public water supply and public sewage disposal system, the local health department shall be requested to inspect these services and submit a written statement of approval which shall be filed with the Bureau of Operations (not applicable to supervised apartments).

i. Upon approval by a local health department, an inspection by a licensed home inspection service shall be acceptable.

(c) An on-site inspection will be scheduled after the renovations have been completed.

1. A representative of the company installing the fire alarm and detection system and/or sprinkler system shall be *[available]* ***present at the time of inspection*** for a test of the comprehensive alarm and detection system.

2. Adequate furnishings shall be available *[to provide for all clients to be housed within the licensed capacity prior to opening.]* ***prior to opening for the number of clients specified in the licenses capacity.***

(d) A license shall be issued if all requirements have been met *[,]* ***and*** all inspections are satisfactory *[,]* and there is a reasonable assurance that the residence will be operated in the manner required by the standards *[*].*

1.-5. (No change from proposal.)

6. The licensee shall submit a copy of the license to the local *[building code]* **construction*** official.

7.-8. (No change from proposal.)

9. The Department of Human Services may revoke, suspend, or reduce the license whenever the licensee or designated administrator shall be found to be violating the laws of the State of New Jersey, or *[whenever]* **when*** such residences *[shall]* fall below the standards established by the Division of Mental Retardation.

10. The home shall be given 30 days notice by the Division of Mental Retardation of intentions to revoke, reduce, or suspend a license, unless the Division *[is in possession of information]* **determines*** that the client(s) may be in danger of abuse, neglect, or other life-threatening conditions.

11.-12. (No change from proposal.)

13. Waivers of specific standards may be granted at the discretion of the Division of Mental Retardation providing that such a waiver would present no danger to the health, safety, welfare, or rights of the clients. Requests for waivers must be made in writing **to the licensing authority***. Specific standards may be waived under certain conditions:

i.-ii. (No change from proposal.)

[14. The waiver must not adversely affect the health, safety, welfare, or rights of any client.]

[15.] **14.*** The waiver must be requested by the licensee with substantial detail justifying the request.

10:44A-1.5 *[Options of]* Non-compliance of standards

(a)-(d) (No change from proposal.)

(e) Key standards have been identified by the Division of Mental Retardation and are attached to the annual inspection report. Failure to successfully comply with 85 percent of these standards constitutes substantial non-compliance and shall be reason for **revocation or*** reduction in the status of *[or revocation of licensure.]* **the license**.*

(f) Substantial violation of any subchapter (i.e., Administrative Policies and Practices, Client Care, Habilitation, Health Services, Support Services, and Transportation) shall be reason for **revocation or*** reduction in the status of *[or revocation of licensure.]* **the license**.*

(g) (No change from proposal.)

SUBCHAPTER 2. ADMINISTRATIVE POLICIES AND PRACTICES

10:44A-2.1 Administrative standards

(a) The licensee and his employees shall be of good moral character.

1.-2. (No change from proposal.)

3. The licensee or the administrator shall have a Bachelor's Degree or a high school education and two years **experience*** working with the developmentally disabled population.

4.-5. (No change from proposal.)

(b) (No change from proposal.)

(c) In a non-profit residence there shall be a Board of Directors.

1. The names*,* **[and]*** addresses **and professional affiliations*** of all Board members shall be supplied to the Division of Mental Retardation.

2. **[Additionally, the names, addresses and professional background with regard to developmental disabilities of each member shall be provided.]*** Changes in the membership of the Board shall be reported to the Division of Mental Retardation, Bureau of Operations, **[as they occur.]* **within 30 days.*****

(d)-(e) (No change from proposal.)

(f) A residence shall not admit more clients into care than **[the number specified in]*** the license capacity.

(g)-(j) (No change from proposal.)

(k) The following policies must be written and maintained in the residence operating manual:

1.-4. (No change from proposal.)

5. There shall be a clearly defined system for the client or an advocate on his behalf to express any grievance or complaint.

i. There shall be provision for routine house meetings **;** **unless the functioning level of the clients renders them unable to participate*** (not applicable in supervised apartments).

ii. (No change from proposal.)

6.-8. (No change from proposal.)

9. There shall be a written procedure to ensure the investigation and reporting of all alleged mistreatment of a client and an unusual incident/accident. The procedure shall contain, but not be limited to, the following information:

i.-iv. (No change from proposal.)

v. Any corrective actions taken to prevent a **[reoccurrence.]* **recurrence**.***

10.-11. (No change from proposal.)

10:44A-2.2 Admission and release

(a) Each residence shall have **[definite recorded statements regarding its standards for admission and fees]* **written statements regarding the admission criteria and fee policies to include provisions***** for private clients.

(b) All admissions or discharges of private clients must be reported in writing to the Division of Mental Retardation, Bureau of Operations, within five days.

1. (No change from proposal.)

2. The licensee shall not admit clients who do not comply with their **own*** admission criteria.

i. Clients who require, at the time of admission, regular use of locked doors, physical/mechanical restraints, or isolation/segregation, aversive techniques, to control their behavior, or have a recent history of such, shall not be accepted into the residence unless approved in writing in advance by the Division of Mental Retardation.*

3. (No change from proposal.)

(c) (No change from proposal.)

(d) A licensee shall not refuse admission to any client on grounds of race, religion, or ethnic origin.

[1. Clients who require, at the time of admission, regular use of locked doors, physical/mechanical restraints, or isolation/segregation, aversive techniques, to control their behavior, or have a recent history of such, shall not be accepted into the residence unless approved in writing in advance by the Division of Mental Retardation.]

(e) **[If it can be documented that a]* **Should a*** client **[is]* **be determined***** no longer suitable for the residence, he/she shall not be maintained at that residence **[as agreed upon with the]* **provided substantive evidence is provided to the***** placing agency.**

(f) (No change from proposal.)

10:44A-2.3 Personnel standards

(a) (No change from proposal.)

(b) Twenty-four hour staff coverage shall be approved by the Division of Mental Retardation, reviewed at each annual inspection, and not altered without the written approval of the Bureau of Operations.

***1. At least one staff member shall be present in the group home during the night for emergencies.**

2. Staff coverage must be in accordance with Appendix A.

3. Staff are not required to be on-site at the group home when all clients are in a weekday program outside the residence but paid agency staff must be available for emergencies.*

(c) A written staff schedule for at least a two-week period shall be available in the residence. The employee in-charge should be designated on the schedule for each shift. (See N.J.A.C. 10:44A-8 regarding staff coverage for supervised apartments. N.J.A.C. 10:44A-2.3*(b),* (d), (e), *(f), (g), and (h)]* are related to group homes.)

[(d) At least one staff member shall be present in the group home during the night for emergencies.]

(e) *(d)* In special situations, **staff shall be awake at night** including but not limited to residences housing multiply-handicapped clients and clients who exhibit behavior problems which present a danger to self or others*, the staff shall be awake at night*.

(f) Staff coverage must be in accordance with Appendix A of this chapter.]

(g) Staff are not required to be on-site at the group home when all clients are in a weekday program, but paid agency staff must be available for emergencies.]

(h) *(e)* No clients may be without staff supervision **while they are** in the residence.

(i) *(f)* All direct care staff who are regularly scheduled for at least 19 hours of work weekly shall:

1.-2. (No change from proposal.)

3. Be trained, within *90* *120* days of employment, in Multimedia Standard First Aid Training offered by the American Red Cross, and have a certificate on file at the residence;

4. Be trained, within *90* *120* days of employment, in Cardio-Pulmonary Resuscitation, and have a valid certificate on file at the residence;

5. Complete training classes, within *90* *120* days of employment, as mandated by the Division of Mental Retardation.

(j) *(g)* Personnel absent from duty because of any reportable communicable disease, infection, or exposure thereto shall be excluded from the residence until a physician shall certify to the licensee*, prior to the employee's return to work*, that he/she is not suffering from any condition that may endanger the health of the clients or other employees.

(k) *(h)* Personnel practices shall comply with all **applicable** Federal, State, and local laws, ordinances, rules and regulations pertaining to employment, including civil rights, **retirement plans or** social security, minimum wages, hours, workmen's compensation, withholding taxes and employment of women, handicapped, **persons** and minors.

(l) *(i)* The licensee is responsible to ensure that each employee shall be thoroughly familiar with their duties and responsibilities. Job descriptions **for all positions** must be maintained **in** **at** the residence **for all positions**.*

(m) *(j)* Volunteers may be used **to support the activities of staff**, but **not in lieu of paid staff.** **cannot substitute for paid staff.***

(n) *(k)* Volunteers shall have planned duties and be supervised at all times by staff.

(o) *(l)* Residences utilizing students for field placements/ internships shall have a written plan for using their services.

10:44A-2.4 Records and reports

(a) Individual records shall be kept on all clients living at the residence and shall include the following:

1.-10. (No change from proposal.)

11. An Individualized Habilitation Plan **[detailing the client's program prescription within the residence;]** **(see N.J.A.C. 10:44A-4.1);***

12.-13. (No change from proposal.)

14. **[Known]** **Documentation of known** allergies.

(b)-(d) (No change from proposal.)

SUBCHAPTER 3. CLIENT CARE

10:44A-3.1 Staff-client relationships and activities

(a)-(e) (No change from proposal.)

(f) Clients shall be instructed **commensurate with their abilities** in the **[unsupervised]** use of communication processes which include:

1.-4. (No change from proposal.)

(g)-(i) (No change from proposal.)

10:44A-3.3 Food and food service

(a)-(h) (No change from proposal.)

(i) Menus, to include all meals*, **[(breakfast, lunch and dinner),]** shall be dated, prepared **[with the clients' assistance]** at least one week in advance, and retained on file for a period of 30 days.

1. The menu planning shall be prepared with the clients' assistance consistent with their abilities.*

(j) (No change from proposal.)

(k) If a medically prescribed diet is required **by a physician**, the menu planning shall be appropriate to client needs***[and be approved by the attending physician]**.*

(l)-(m) (No change from proposal.)

10:44A-3.5 Privacy

(a)-(c) (No change from proposal.)

(d) Privacy shall be afforded **when a client receives visitors** **during visits**.*

(e) (No change from proposal.)

SUBCHAPTER 4. HABILITATION SERVICES

10:44A-4.1 Individualized Habilitation Plan

(a) The licensee or his designee shall participate, at the direction of the placing agency, in the development and implementation of an Individualized Habilitation Plan (IHP) for each client. The IHP shall be kept on file at the residence and be available to staff.

1.-6. (No change from proposal.)

7. The **[Individual]** **Individualized** Habilitation Plan shall be revised as needed, but at least annually.

(b) (No change from proposal.)

10:44A-4.2 Day programs

(a) Clients placed in a residence must have a community day program or be **[competitively]** employed during the normal workweek.

(b) All clients, **[if]** between the ages of five and 21, must receive a thorough and efficient education provided through the local school board or the Bureau of Day Training Services.

(c) (No change from proposal.)

(d) **[Programs for clients within the residence, in place of]** **In the absence of** community **day** programs, **the clients** **[may be allowed]** **shall be provided programs within the residence** for a period up to three months **[if they are oriented toward client adjustment and approved by the placing agency]**.*

1. These programs must be oriented toward client adjustment and approved by the placing agency.*

10:44A-4.3 Ancillary services

(a)-(c) (No change from proposal.)

(d) The staff shall obtain or provide recreation and leisure time activities that are designed to develop social interaction skills, including **interaction with** the opposite sex.

(e) Client participation in recreational activities shall be voluntary.]

(f) *(e)* Clients shall participate in the selection of the recreational activities **commensurate with their abilities**.*

(g) *(f)* In addition to the IHP goals, residence staff shall provide training for all clients, commensurate with their abilities and potential. These training areas include but are not limited to:

1.-8. (No change from proposal.)

9. **[Appropriate]** Management of money, including everyday purchasing **[and consumer self protection]**.*

10.-12. (No change from proposal.)

SUBCHAPTER 5. HEALTH SERVICES

10:44A-5.1 General medical and health care

(a)-(d) (No change from proposal.)

(e) The licensee shall **[make arrangements for]** **insure that** medical care **[to be]** **is** available in emergencies.

(f) Upon confirmation of any reports of communicable disease, the **[New Jersey]** **local** Department of Health, the Division of Mental Retardation, and the placing agency shall be notified.

1. (No change from proposal.)

10:44A-5.2 Medication and drugs

(a) (No change from proposal.)

(b) If the client is not responsible or capable enough to take his own medication, the licensee or his designee shall give it to him/her exactly as prescribed and assure that the medication is taken.

1. A written record shall be maintained of all medication administered where assistance is required. This record must include the client's name, date, type of medication, dosage, frequency, initials and corresponding signatures of staff administering the medication.

[1.]* *(c) (No change in text from proposal.)

[2.]* *1.* *If]* *When the client is determined capable of administering their own medication, the following must be observed:

i.-ii. (No change from proposal.)

(c) A written record shall be maintained of all medication administered where assistance is required. This record must include the client's name, date, type of medication, dosage, frequency, initials and corresponding signatures of staff administering the medication.]*

(d) Life-sustaining drugs such as injectable insulin may be self-administered if the client has **[documented medical]* *had*** training from licensed medical personnel^{[.]*} **and documentation of such training is maintained on file at the residence.***

(e)-(i) (No change from proposal.)

(j) The licensee or his designee shall supervise the use and storage of prescription medicines and drugs.

1. A storage area of adequate size for prescribed medications and drugs shall be provided and kept locked **[when not in use, if the clients are not capable of self-administering medication]*.**

2.-5. (No change from proposal.)

6. No stock supply of **prescription*** medicines shall be kept **[other than those that can be bought without a prescription]*.**

7. Medications **that are outdated,*** no longer in use, **[outdated,]*** or having illegible or makeshift labels shall be destroyed.

8. (No change from proposal.)

9. When psychotropic medication is prescribed "as needed," the prescription label shall include the following:

i.-iii. (No change from proposal.)

iv. Indications.]

[10. There shall be no automatic renewal of psychotropic medication.]

10:44A-5.3 Death of a client

(a) All unused portions of **[prescribed]* medications *prescribed for a deceased client*** shall be placed in a sealed bag for a **[reasonable period of time]* *period of 30 days*** and, if there is no question regarding the cause of death, shall be returned to the legal guardian.

(b)-(d) (No change from proposal.)

10:44A-5.4 First aid

(a) A first aid kit shall be readily available **[to provide for proper first aid treatment]*.** In the case of supervised apartments, a first aid kit shall be kept in each client's apartment.

(b) The first aid kit shall include:

1.-3. (No change from proposal.)

4. ***[2 X 2]* *3 X 3* gauze *pads*;**

5. ***[First aid]* *Adhesive* tape;**

6. (No change from proposal.)

7. ***[Triangular bandage;]* *Thermometer.***

[8. Thermometer.]

(c) Items must be replaced when **[needed.]* *used.***

SUBCHAPTER 6. SUPPORT SERVICES

10:44A-6.1 Physical plant and safety

(a) **[Measures]* *Reasonable measures*** shall be taken **[as may be reasonably necessary]*** to protect the occupants from hazards to health and safety arising from the location or environment of the residence.

(b)-(c) (No change from proposal.)

(d) Group homes housing six to 16 ambulatory or mobile non-ambulatory clients shall **[be guided by the requirements of the Use Group, Residential II]* *meet the requirements of Use Group R-2*** of the Uniform Construction Code (see N.J.A.C. 5:23).

(e) (No change from proposal.)

(f) Smoke detectors shall be located as follows:

1.-4. (No change from proposal.)

[5. One unit in the laundry room.]

(g)-(j) (No change from proposal.)

(k) Those boilers carrying more than 15 lbs. per square inch and having a rating in excess of 100 square feet of heat transfer surface shall be enclosed in a minimum two-hour fire-rated material.]*

(l)* *k) Exit requirements:

1. (No change from proposal.)

2. If the basement is to be used by clients as an activity room^{[,]*} **;*i.***

i.* [an]* *An exit other than an interior stairwell must be provided^{];*}

ii.* [and the]* *The ceiling must be enclosed with 5/8 inch sheetrock or 3/4 inch wire lathe and plaster^{[.]* *;*}

iii.* [the]* *The basement must be warm, dry, and adequately illuminated.

3.-5. (No change from proposal.)

(m)* *l) There shall be at least one ABC type fire extinguisher, with a minimum of **[2A]* *1A*** rating, mounted in the kitchen and outside the furnace room(s).

(n)* *m) All floors shall be provided with at least one ABC type fire extinguisher with a minimum of a **[2A]* *1A*** rating.

(o)* *n) (No change in text from proposal.)

(p)* *o) (No change in text from proposal.)

(q)* *p) (No change in text from proposal.)

(r)* *q) (No change in text from proposal.)

(s)* *r) (No change in text from proposal.)

(t)* *s) (No change in text from proposal.)

(u)* *t) (No change in text from proposal.)

(v)* *u) (No change in text from proposal.)

(w)* *v) The following special requirements shall be met by group homes serving nonambulatory clients who are not considered mobile non-ambulatory. The Use Group Category [1] ***I-2*** shall apply:

1.-2. (No change from proposal.)

(x)* *w) Fire drills involving all clients shall be held at least once a month and at **[unexpected]* *varying*** times.

1. Records of these drills shall be maintained and shall include the date and time of drill, time required for evacuation, and the number of persons involved.

10:44A-6.2 General requirements

(a)-(e) (No change from proposal.)

(f) **[All]* *From May through October, all*** openable windows and doors used for natural ventilation shall be provided with easily removable insect screening in good condition **[from May through October].**

(g) Every group home shall have heating **[facilities]* *systems*** which are properly installed, maintained in good and safe working condition, and are capable of safely and adequately heating all habitable rooms and bathrooms to a temperature of at least 68 degrees Fahrenheit.

(h) (No change from proposal.)

(i) Every group home shall have water heating **[facilities]* *systems*** which are installed and maintained in good and safe

working condition, connected with hot water lines, and capable of delivering water at the minimum temperature of not less than 110 degrees Fahrenheit and at a maximum temperature of not more than 160 degrees Fahrenheit at all times with anticipated needs.

(j) (No change from proposal.)

(k) The residence shall, every five years, submit to the Division of Mental Retardation, Bureau of Operations, a report of an electrical inspection confirming that the electrical system is adequate and in conformance with the National Electric Code. Inspections must be performed by an approved service organization or a licensed electrician.]

10:44A-6.3 Physical accommodations

(a) Client occupancy shall be limited to floors above grade. However, under certain conditions, basement occupancy may be permitted. *[No such occupancy shall be allowed if more than half the height of the room is below grade or if there are other conditions which might militate against the health, safety, or welfare of the clients. The floors and walls of all such rooms must be damp proofed.]*

(b)-(m) (No change from proposal.)

(n) Each client shall be provided:

1.-4. (No change from proposal.)

5. Two sets of bed linens *[and at least one blanket in good repair.]* ***including mattress cover, pillow-case, bed spread, two sheets and at least one blanket.***

(o) (No change from proposal.)

(p) A dining room of sufficient size ***shall be provided*** and equipped to seat comfortably all clients in one sitting *[shall be provided]*.

(q) Kitchen facilities:

1. Kitchens shall be provided with either natural or mechanical ventilation at the stove area. Four burner stoves (normally used in homes) shall be ventilated by a mechanical exhaust system. Commercial stoves shall be vented with a system *[having a capacity of at least three cubic feet per minute per square foot of floor area, but not less than 150 cubic feet per minute.]* **that is in compliance with the Uniform Construction Code.***

2. (No change from proposal.)

3. *[Refrigeration of food]* ***Food requiring refrigeration*** shall be ***[provided]* *kept*** at not more than 45 degrees Fahrenheit ***[for food requiring refrigeration]*.**

4.-6. (No change from proposal.)

7. Floors, walls, and surfaces ***[for]* *of the*** food preparation ***area*** shall be kept clean and in good condition at all times.

10:44A-6.4 Maintenance and sanitation

(a)-(d) (No change from proposal.)

(e) All swimming pools ***[must be enclosed with a fence of adequate height and]* *which contain 24 inches or more of water in depth at any point shall*** comply with local regulations ***and uniform Construction Code*.**

(f) The accumulation of garbage or waste shall be prevented. All ***[receptacles]* *waste containers*** shall be provided with tight fitting covers and shall be sufficient in size and number to contain the accumulated waste.

(g)-(i) (No change from proposal.)

(j) Fireplaces which are utilized must be equipped with a ***[glass tempered]* *tempered glass*** enclosure.

(k) Exterminator services shall be ***[required]* *provided*** immediately when there is evidence of any infestation.

SUBCHAPTER 7. TRANSPORTATION

10:44A-7.1 General requirements

(a) All vehicles used to transport clients shall have the following:

1. (No change from proposal.)

2. A first aid kit meeting the same requirements as ***[Standard.]* *indicated in N.J.A.C. 10:44A-5.4(b).***

3. (No change from proposal.)

(b)-(g) (No change from proposal.)

10:44A-7.2 Special requirements

(a) The following additional regulations shall be required for residences serving non-ambulatory clients:

1. (No change from proposal.)

2. Wheelchairs shall be securely fastened to the ***vehicle's*** floor. The arrangement of the wheelchairs shall provide an adequate aisle space and shall not impede access to the exit door.

SUBCHAPTER 8. SUPERVISED APARTMENTS

10:44A-8.1 Personnel Standards

(a) (No change from proposal.)

(b) Staff shall be on the grounds of the apartment complex ***[at all times]* *whenever*** a client is present.

(c)-(e) (No change from proposal.)

(f) Staff shall visit each apartment during waking hours at least once within every eight hour period ***[in conjunction with the client's needs and rights:]* *or more frequently as the need may arise.***

1. (No change from proposal.)

[2. These visits shall not be in lieu of time staff spends in working on individual client training.]

10:44A-8.2 Physical plant and safety

(a) (No change from proposal.)

(b) Supervised apartments shall not be located in the home of the licensee or ***[his]* *their*** designee.

(c) ***[There may be up]* *Up*** to four clients ***may be*** housed in a single apartment.

(d) ***[There shall be no]* *No*** more than two clients ***shall be*** housed in a bedroom.

(e) ***[There shall be up to eight apartment units under a single license.]* *A single license may be issued for a maximum of eight apartment units; provided the number to be housed does not exceed 16.***

(f) The staff residence shall be located ***[up to]* *within*** 500 feet ***[from]* *of*** the farthest client apartment unit.

(g) In multi-story buildings, the staff shall be located ***[no more than]* *within*** two floors ***[from]* *of*** the farthest apartment unit.

(h) ***[In multi-story buildings, no]* *No*** client shall be located above the sixth floor.

(i) (No change from proposal.)

(j) There shall be one fire extinguisher, ABC type with a minimum ***[2A]* *1A*** rating, mounted in the kitchen.

(k)-(n) (No change from proposal.)

(o) Fire drills involving all clients shall be held at least once a month and at ***[unexpected]* *varying*** times. Records of these drills shall be maintained and shall include the date of the drill, the time required for evacuation, and the number of persons involved.

10:44A-8.3 General requirements

(a)-(c) (No change from proposal.)

(d) ***[All]* *From May through October, all*** openable windows and doors used for natural ventilation shall be provided with easily removable insect screening in good condition ***[from May through October]*.**

(e) Every supervised apartment shall have ***an adequate*** heating ***[facilities which are capable of safely and adequately heating all habitable rooms and bathrooms to a temperature of at least 68 degrees Fahrenheit]* *system*.**

(f)-(g) (No change from proposal.)

(h) Every supervised apartment shall have ***an adequate*** water heating ***[facilities which are capable of delivering water at a minimum temperature of not less than 110 degrees Fahrenheit and at a maximum temperature of not more than 160 degrees Fahrenheit at all times with anticipated needs]* *system*.**

(i) All electrical wiring and equipment shall comply with local or municipal requirements *[and shall be maintained in good operating condition. Any new equipment and wiring must be installed by a licensed electrician and shall be in compliance with "The National Electrical Code/1978" (Electrical Sub-Code of the Uniform Construction Code, N.J.A.C. 5:23-3.6), including all subsequent revisions and amendments thereto]*.

(a)

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

**Administration Manual and Long Term Care Services Manual
Field Audits**

**Adopted Amendment: N.J.A.C. 10:49-1.27
Adopted New Rule: N.J.A.C. 10:63-1.22**

Proposed: September 20, 1982 at 14 N.J.R. 1031(a).
Adopted: December 21, 1982 by George J. Albanese,
Commissioner, Department of Human Services.
Filed: January 6, 1983 as R.1983 d.5, **without change.**

Authority: N.J.S.A. 30:4D-7, 7m and 17(f).

Effective Date: February 7, 1983.
Operative Date: March 1, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
N.J.A.C. 10:49-1.27, April 30, 1985; 10:63-1.22,
March 30, 1984.

Summary of Public Comments and Agency Responses:

There was one comment on this proposal submitted by Mr. James E. Cunningham, President, New Jersey Association of Health Care Facilities. He agreed with the proposal except for the definition of "final audit" at N.J.A.C. 10:49-1.27(b). Mr. Cunningham suggested that the Division of Medical Assistance and Health Services should be required to pay interest on any underpayments just as providers are required to pay interest to the Division on overpayments. The section of the Medicaid law requiring the Division to pay interest if payment is not made to the provider within 45 days of the final audit takes effect only when Federal financial participation is available for such interest payments (N.J.S.A. 30:4D-7m). The Federal Government has not yet indicated a willingness to match these type of payments to providers. N.J.S.A. 30:4D-17(f) does enable the Division to assess a civil penalty of payment of interest on any excess benefits or payments received by a Medicaid provider. The Division is not required to prove intent. However, if the Division fails to provide notification within 180 days after completion of the field audit as defined in this regulation, "then no interest shall accrue during the period beginning 180 days after completion of the field audit and ending on the date preliminary notification is given to the provider".

It should be noted that the definition of final audit was originally adopted as R. 1981 d. 114 effective May 7, 1981.

The regulations reflect the existing statutory language and are not being changed.

10:44A-8.4 Physical accommodations

(a) Client occupancy shall be limited to floors above grade. However, under certain conditions, basement occupancy may be permitted. *[No such occupancy shall be allowed if more than half the height of the room is below grade or if there are other conditions which might militate against the health, safety, or welfare of the resident. The floors and walls of all such rooms must be damp proofed.]*

(b)-(l) (No change from proposal.)

(m) Each client shall be provided:

1.-4. (No change from proposal.)

5. Two sets of bed linens *[and at least one blanket in good repair.]* ***including mattress cover, pillow-case, two sheets, bedspread and at least one blanket.***

(n) Kitchen facilities:

1. (No change from proposal.)

2. ***[Refrigeration and storage of food]* *Food requiring refrigeration* shall be *[provided]* ***stored*** at not more than 45 degrees Fahrenheit ***[for food requiring refrigeration.]*****

3.-5. (No change from proposal.)

6. Floors, walls, and surfaces ***[for]* ***of the*** food preparation ***area*** shall be kept clean and in good condition at all times.**

10:44A-8.5 Maintenance and sanitation

(a)-(d) (No change from proposal.)

(e) Exterminator services shall be ***[required]* ***provided*** immediately when there is evidence of any infestation.**

(f) The accumulation of garbage or waste shall be prevented. All ***[receptacles]* ***waste containers*** shall be provided with tight fitting covers and shall be sufficient in size and number to contain the accumulated waste.**

APPENDIX A

	Mild & Moderate	Severe & Profound
Day		
7:00 A.M. to 3:00 P.M.	*[4]* *1*-8 clients 1 staff	*[4]* *1*-8 clients 2 staff
†	9-16 clients 2 staff	*9-16 clients 2 staff*
Evening		
3:00 P.M. to 11:00 P.M.	*[4]* *1*-16 clients 2 staff *_____*	*[4]* *1*-8 clients 2 staff *9-16 clients 2 staff*
Night		
11:00 P.M. to 7:00 A.M.	*[4]* *1*-16 clients 1 staff (sleep) *_____*	*[4]* *1*-8 clients 1 staff (awake) *9-16 clients 2 staff (awake)*

†On the weekends, the evening staff schedule shall apply.

(a)

**DIVISION OF MEDICAL ASSISTANCE
AND HEALTH SERVICES**

**Long Term Care Services Manual
Appeals Process for Long Term Care
Facilities**

Adopted Amendment: N.J.A.C. 10:63-3.20

Proposed: March 15, 1982 at 14 N.J.R. 269(a).
Adopted: January 5, 1983 by George J. Albanese,
Commissioner, Department of Human Services.
Filed: January 18, 1983 as R.1983 d.11, **with substantive
changes** not requiring additional public notice and
comment (see N.J.A.C. 1:30-3.5).

Authority: N.J.S.A. 30:4D-7(b).

Effective Date: February 7, 1983.
Operative Date: March 1, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
January 1, 1985.

Summary of Public Comments and Agency Responses:
No comments received.

Summary of changes between proposal and adoption follows:
There were two changes in the text, but neither was substantive enough to require republication.
The first change is the deletion of the sentence beginning with "In such instances..." in (a). This sentence was redundant, because the requirements for submitting written hearing requests appear elsewhere in the text ((a)1 for Level I Appeals; (a)(2)i, ii for Level II Appeals).
The second change is the deletion of the phrase "gross inequity" from (a)2iv. This standard referred to a phase of the hearing process no longer in existence. The substituted text, which reflects the current standard being used at Office of Administrative Law hearings, requires a Long Term Care (LTC) facility to demonstrate entitlement to cost adjustments under the CARE Guidelines (Cost Accounting and Rate Evaluation System). These guidelines describe the methods for establishing Medicaid reimbursement rates for participating LTC facilities. They were jointly developed by the State Department of Human Services and the State Department of Health.

Full text of the changes between proposal and adoption follows (additions to proposal shown in boldface with asterisks *thus*; deletions from proposal shown in brackets with asterisks *[thus]*).

10:63-3.20 Appeals Process

(a) When a LTCF believes that, owing to an unusual situation, the application of these guidelines results in an inequity two levels of appeals are available: a Level I Appeal heard by representatives from the Department of Health and Department of Human Services; and a Level II Appeal heard before an Administrative Law Judge. *[In such instance the LTCF may appeal the rate component(s) by submitting a written request for an appeal.]*

1. Level I Appeal: A request for a Level I Appeal should be submitted ***in writing*** to the Department of Health, Health Economics Services, Health and Agriculture Building, Room 600, John Fitch Plaza, CN 360, Trenton, New Jersey, 08625. Requests for Level I appeals will be considered timely filed if

they are submitted within 30 days of receipt of the notification of rates.

i.-v. (No change from proposal.)

2. Level II Appeal (Administrative Law Appeal): If a LTCF is not satisfied with the results of the Level I appeal, it may request a hearing before an Administrative Law Judge.

i.-iii. (No change from proposal.)

iv. ***[In order to be successful at the Administrative hearing, the LTCF must demonstrate that the Level I ruling resulted in a gross inequity.]*** *At the Administrative hearing the burden is upon the LTCF to demonstrate entitlement to cost adjustments under the CARE Guidelines (Cost Accounting and Rate Evaluation System). A complete set of CARE Guidelines may be obtained from: New Jersey State Department of Health, Health Economics Services, Health and Agriculture Building, Room 600, John Fitch Plaza, CN 360, Trenton, New Jersey 08625.*

LAW AND PUBLIC SAFETY

(b)

DIVISION OF MOTOR VEHICLES

**Alcohol Countermeasures Regulations
Fee for Program Attendance**

Adopted Amendment: N.J.A.C. 13:20-31.3

Proposed: November 1, 1982 at 14 N.J.R. 1195(a).
Adopted: January 11, 1983 by Clifford W. Snedeker,
Director, Division of Motor Vehicles.
Filed: January 24, 1983 as R.1983 d.19, **without
change.**

Authority: N.J.S.A. 39:3-10, 4-50, 4-50a, 5-30 and P.L.
1983, c.53.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
January 5, 1984.

Summary of Public Comments and Agency Responses:
No comments received.

(c)

DIVISION OF MOTOR VEHICLES

**Motor Vehicle Reinspection Centers
License Fee; Reinspection Approval Stickers
Certification for Reinspection**

**Adopted Amendments: N.J.A.C. 13:20-32.6,
32.9 and 32.11**

Proposed: November 1, 1982 at 14 N.J.R. 1196(a).
Adopted: January 7, 1983 by Clifford W. Snedeker,
Director, Division of Motor Vehicles.
Filed: January 24, 1983 as R.1983 d.20, **without
change.**

Authority: N.J.S.A. 39:8-1 et seq. and P.L. 1982, c.53.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
February 7, 1988.

Summary of Public Comments and Agency Responses:
No comments received.

(a)

BOARD OF OPHTHALMIC DISPENSERS AND OPHTHALMIC TECHNICIANS

General Administration Regulations Licensure Requirements

**Adopted Amendments: N.J.A.C. 13:33-1.1,
1.2, 1.3, 1.4, 1.7, 1.11, 1.12, 1.13, 1.19,
1.25, 1.39 and 1.42**

**Adopted Repeal: N.J.A.C. 13:33-1.5, 1.6,
1.9, 1.10, 1.15, 1.16, 1.17, 1.18 and 1.34**

Proposed: June 7, 1982 at 14 N.J.R. 545(a).

Adopted: October 6, 1982 by Board of Ophthalmic
Dispensers and Ophthalmic Technicians, Robert C.
Troast, President.

Filed: January 20, 1983 as R.1983 d.15, **without
change.**

Authority: N.J.S.A. 45:1-3.1, 3.2 and 52:17B-41.13.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
February 14, 1984.

Summary of Public Comments and Agency Responses:
No comments received.

(b)

BOARD OF PHARMACY

Computers in Pharmacies

**Adopted Amendments: N.J.A.C. 13:39-6.4,
6.5, 6.7, 6.8 and 9.13**

Proposed: December 6, 1982 at 14 N.J.R. 1343(a).

Adopted: January 19, 1983 by Board of Pharmacy, Sanford
Luger, Acting Agency Head of Treasurer.

Filed: January 24, 1983 as R.1983 d.22, **without
change.**

Authority: N.J.S.A. 45:14-15 and 45:14-17.

Effective Date: February 7, 1983.

Expiration Dates pursuant to Executive Order No. 66
(1978): N.J.A.C. 13:39-6, February 14, 1984; 13:39-9,
July 22, 1986.

Summary of Public Comments and Agency Responses:

No comments received.

(c)

BOARD OF PHARMACY

General Provisions; Fee Schedules Increase in Fees Charged for Examination

Adopted Amendment: N.J.A.C. 13:39-9.16

Proposed: November 15, 1982 at 14 N.J.R. 1280(a).

Adopted: January 12, 1983 by Board of Pharmacy, Sheldon
Moed, President.

Filed: January 24, 1983 as R.1983 d.21, **without
change.**

Authority: N.J.S.A. 45:14-3, 45:14-3.1, 45:14-26.2 and
45:1-3.2.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66
(1978): July 22, 1986.

Summary of Public Comments and Agency Responses:
No comments received.

(d)

BOARD OF PROFESSIONAL ENGINEERS AND LAND SURVEYORS

Sealing of Documents

**Adopted Amendments: N.J.A.C. 13:40-1.1
and 2.1**

Proposed: December 6, 1982 at 14 N.J.R. 1345(a).

Adopted: January 20, 1983 by Board of Professional
Engineers and Land Surveyors, Robert C. Kirkpatrick,
Jr., President.

Filed: January 24, 1983 as R.1983 d.36, **without
change.**

Authority: N.J.S.A. 45:8-36.

Effective Date: February 7, 1983.

Expiration Date pursuant to Executive Order No. 66 (1978):
N.J.A.C. 13:40-1 and -2, February 7, 1988.

Summary of Public Comments and Agency Responses:

A comment to the proposed rule was submitted by John K.
Frazer, who suggested that the Board require only originals of
documents to be sealed with an impression seal. The Board
responded that it is not advisable to seal originals of documents,
since the documents may be altered without the sealer's knowledge,
and it is the Board's recommendation that only prints or copies of
the original should be sealed.

(a)

**BOARD OF PROFESSIONAL ENGINEERS
AND LAND SURVEYORS****Misconduct****Enumeration of Prohibited Acts****Adopted Amendment: N.J.A.C. 13:40-3.1**

Proposed: November 1, 1982 at 14 N.J.R. 1196(b).
 Adopted: December 16, 1982 by New Jersey Board of
 Professional Engineers and Land Surveyors, Robert C.
 Kirkpatrick, Jr., President.
 Filed: January 20, 1983 as R.1983 d.16, **without
 change.**

Authority: N.J.S.A. 45:8-27.

Effective Date: February 7, 1983.
 Expiration Date pursuant to Executive Order No. 66 (1978):
 February 7, 1988.

Summary of Public Comments and Agency Responses:
No comments received.

(b)

NEW JERSEY RACING COMMISSION**Thoroughbred Rules****Adopted Amendments: N.J.A.C. 13:70-3.47,
6.55 and 18.6****Adopted New Rule: N.J.A.C. 13:70-6.56**

Proposed: October 18, 1982 at 14 N.J.R. 1146(b).
 Adopted: January 12, 1983 by New Jersey Racing
 Commission, John J. Reilly, Executive Director.
 Filed: January 20, 1983 as R.1983 d.14, **without
 change.**

Authority: N.J.S.A. 5:5-30.

Effective Date: February 7, 1983.
 Expiration Date pursuant to Executive Order No. 66 (1978):
 N.J.A.C. 13:70-3, August 1, 1983; 13:70-6, June 19,
 1984; 13:70-18, February 7, 1988.

Summary of Public Comments and Agency Responses:
No comments received.

(c)

NEW JERSEY RACING COMMISSION**Harness Racing****Horse Vaccination and Respiratory Bleeding****Adopted Amendments: N.J.A.C. 13:71-6.24
and 11.9**

Proposed: October 18, 1982 at 14 N.J.R. 1147(a).
 Adopted: January 12, 1983 by New Jersey Racing
 Commission, John J. Reilly, Executive Director.
 Filed: January 20, 1983 as R.1983 d.13, **without
 change.**

Authority: N.J.S.A. 5:5-30.

Effective Date: February 7, 1983.
 Expiration Date pursuant to Executive Order No. 66 (1978):
 April 5, 1987.

Summary of Public Comments and Agency Responses:
No comments received.

ENERGY

(d)

THE COMMISSIONER**Energy Conservation Measures Financing
Methodology for Computing Energy Cost
Savings in Shared-Savings Contracts****Adopted New Rule: N.J.A.C. 14A:12-1**

Proposed: August 2, 1982 at 14 N.J.R. 820(a).
 Adopted: December 29, 1982 by Leonard S. Coleman,
 Jr., Commissioner, Department of Energy.
 Filed: January 13, 1983 as R.1983 d.10, **with substantive
 and technical changes** not requiring additional public
 notice and comment.

Authority: P.L. 1981, c.551, N.J.S.A. 52:27F-11g and q.

Effective Date: February 7, 1983.
 Expiration Date pursuant to Executive Order No. 66 (1978):
 February 7, 1988.

Summary of Public Comments and Agency Responses:

The Department of Energy received a number of comments concerning the proposal. Those submitted by the Department of Community Affairs, Division of Local Government Services ("DCA") raised questions as to whether municipalities could take advantage of the energy service contracts authorized by the regulations and still comply with the Local Public Contracts Law ("bidding laws"). Of concern was the fact that the regulations appeared to permit a municipality to circumvent the bidding laws by, for example, obtaining an energy audit from a firm and then

contracting with same without going out to bid. New Jersey Department of Energy was not given the authority, nor did it intend to alter the bidding laws. The Department did, however, assume that many municipalities have little experience with energy service contracts and only a limited ability to make the detailed assessments of their energy use patterns which may be necessary to formulate adequate requests for proposals on the subject. NJDOE designed the regulations so as to make the necessary information available to the municipalities prior to formulating requests for bids. In order to accommodate the views of both departments certain changes were made to the proposal. It was made clear that the pre-contract and contract phases are distinct from each other by the insertion of a requirement that all contracts be bid in accordance with the bidding laws. Any provisions which might have suggested that the pre-contract and contract phases were connected (e.g., N.J.A.C. 14A:12-1.4(a)2,3 and N.J.A.C. 14A:12-1.5(a)4,5) were removed. Additional examples of the types of procedures available to municipalities in order to better evaluate their needs prior to drawing up requests for proposals were included (e.g., independent auditors, pre-bid conferences, pre-qualification procedures). As a result of the revisions the form of the regulations has changed considerably from the proposal; the substance, i.e. the provisions related to the methodology for determining energy cost savings, has not been significantly altered in the adopted regulations.

The remaining comments addressed specific contract provisions required by the regulations. Comments stated that firms should be compensated for the time and expertise expended in performing the energy audit and preparing the energy audit report. They expressed concern that the regulations would encourage users to walk away with the energy audit report and make energy conserving improvements themselves because the regulations do not impose on the user an obligation to conclude a contract after obtaining the energy audit report. Some commenters also viewed the information and data required by the regulations to be proprietary in nature and not subject to disclosure.

The field of energy service contracts is relatively new to many users. The energy audit requirements were inserted to provide users with sufficient information to assess their needs and to formulate Request For Proposals. Changes made in the proposal permit users to obtain this information in the manner in which best suits their needs (by a self-audit, independent audit, audit by firms which intend to bid on the contract, etc.). Since the energy audit must be conducted within the constraints of the bidding laws it is unlikely that a user will simply walk away with the energy audit report furnished during the preliminary assessment stage. Most of the information which a user might obtain by means of the preliminary assessment is basic data related to the users' energy consumption, building size, fuel usage. This information is not proprietary to the firm. A firm is required only to make suggestions of a general nature as to the energy conserving renovations in order to protect a firm from revealing information obtained by use of its expertise. In this way proprietary information or expertise of the firm will not be revealed to the user.

Commenters suggested that certain provisions related to the estimation of energy use, costs and savings be changed. It was suggested that three years' energy consumption data be used as the baseline figure, that degree days be zoned to at least four regions to improve accuracy, and that each factor which affects energy consumption be assigned a weighted value in relation to the other factors. The Department agrees that information such as that suggested above may be useful in evaluating energy use, costs and savings for some users. However, the increased detail may not be warranted in all cases and may make a small or simple contract more expensive and, therefore, less attractive to a user. The regulations set only minimum standards for data collection. Users and firms remain free to augment these provisions as they deem necessary for their particular circumstances.

An objection was raised to the requirement that the firm be required to remove the renovations at the end of the contract. The

regulations clearly state that this requirement comes into play only if the contract has not addressed the issue. The provision is designed to ensure that users are aware of the options available to them and the extent of their responsibilities with respect to the energy conserving renovations.

It was also stated that a user should not be allowed to purchase the renovations at any time for fair market value because fair market value falls short of the actual value of the firm's investment. The Department recognizes that the value of the firm's investment and thus, the buyout price may change with time. The wording of the provision has been modified to permit a buyout in accordance with a schedule of prices. However, the requirement of purchase at fair market value has been retained in order to ensure that the user always retains the right to purchase the renovations at a known price if he so desires. Since buyout provisions must, according to the bidding laws, be expressly stated in the contract, a provision has been inserted mandating same.

An objection was made to the requirement that firms familiarize users with the operation of the energy conserving equipment, especially in cases where the firm will operate same. The Department believes that such a provision is needed to make users aware of the nature, functions and limitations of the energy conserving renovations installed in their buildings. The firms will inevitably benefit from the increased knowledge on the user's part since the likelihood of inadvertent damage to the renovations by user will be reduced.

The provisions in the regulations which require the contract to define acceptable limits for variations in the performance of the renovations was questioned as was the requirement that these limits be maintained for the duration of the contract. A further provision requiring firms which retain ownership or control of the renovations to provide emergency services within a specified period of time, as well as maintenance, repair and replacement was objected to. The Department considers these provisions to be essential to ensure the continued and smooth operation of the renovations. The firm and the user may agree to set any limitations on performance that they deem appropriate, so long as the terms are spelled out in the contract. Once established by contract it is not unfair to require a firm to maintain performance at the agreed upon level. Likewise, since the purpose of the contract is to reduce a user's energy consumption it is not onerous to require a firm which retains ownership or control over the renovation to maintain, repair and replace same. In cases where the user has no right to control the equipment it is unrealistic to place these burdens on him.

A few commenters requested explanations or clarifications of parts of the regulations. The Department has not changed the regulations in response to these requests because it considers the regulations adequate on these points. However, the following discussion is offered to the reader for informational purposes. It was asked which fuels are to be monitored: just the heating fuel, just the fuel to which retrofits apply or all fuels? All fuels that will be affected by the energy conserving renovations whether positively or negatively are to be monitored. An explanation of the term normalization was requested. The term as used in the context of these regulations means to adjust data which is normally subject to distortion due to changes in weather intensity or other factors, in a way that accounts for and eliminates these effects. A further explanation of the concept of guaranteed savings was requested. Guaranteed savings occur in those situations where an energy service firm gives the user a warranty or guarantee that the user's energy savings will exceed a pre-determined level that is below baseline consumption. If this level is not achieved the difference in cost is deducted from the payment due to the energy service firm for the installation of the energy conserving renovations.

Some firms objected generally to the regulation of the field of energy service contracts as it would necessitate a change in their standard method of doing business. That the Legislature found it necessary to authorize the Department to regulate certain aspects of energy service firms is not for the Department to question. The

Department recognizes that the regulations may not correspond to the traditional business practices of some firms. It must be kept in mind, however, that prior to the promulgation of these regulations no firm could legally have concluded a long term energy service contract due to the constraints of the bidding laws. In this regard the regulations create an opportunity for firms where none existed before. In return for this new opportunity firms are required to meet certain conditions designed to ensure the accurate evaluation of energy use and savings and the proper performance of the energy service contract. It must be stressed that the regulations do not force any firm to conclude an energy service contract which it considers disadvantageous.

Lastly, the use of ASHRAE as part of the methodology to determine energy cost savings was questioned. The commenter felt that the various degree day methods were not a sufficiently accurate measure of changes in energy consumption. The Department recognizes that the measurement of energy use and savings is, even under the best of circumstances, somewhat inexact. In view of the interaction of myriad factors and conditions, no method of measurement will always produce perfect results. The ASHRAE methodology has the advantage of being widely known, understood and used by commercial vendors who will perform the energy service contracts. The ASHRAE methodology can accurately account for shifts in energy consumption over like periods of time (e.g., from October of one year to October of the next). The degree day change over the period is generally a reflection of the difference in energy consumption for that period because usually like periods of time will have like energy consumption. An additional sentence has been inserted to clarify the manner of employing the ASHRAE methodology. For these reasons, the Department has retained the ASHRAE methodology in the adopted regulations.

Full text of the changes between proposal and adoption follows (additions to proposal shown in boldface with asterisks ***thus***; deletions from proposal shown in brackets with asterisks ***[thus]***).

14A:12-1.3 Definitions

“Base period” means the preceding calendar year, preceding fiscal year ***[or] * , * preceding 12-month period *[selected] * , or any consecutive period of time greater than one year specifically agreed upon by the firm and user which serves*** as the standard for measurement of energy consumption and energy savings due to energy conserving renovations.

“Complete energy audit” means an energy audit conducted in accordance with the requirements of N.J.A.C. 14A:12-1.5(a)3, *** [whether performed in the pre-contract or contract phase]***.

[“Energy audit” means and includes both a summary energy audit and a complete energy audit.]

[“Energy audit report” means and includes both a summary energy audit report and a complete energy audit report.]

14A:12-1.4 Pre-contract phase

(a) Prior to entering into any contract pursuant to ***N.J.A.C.*** 14A:12-1.5 for the furnishing of energy conserving renovations, the following requirements shall be fulfilled:

1. ***[Summary energy audit and report. A firm shall conduct a summary energy audit and shall furnish the user with a summary energy audit report; provided, however, that upon agreement between the user and the firm, the firm may conduct a complete energy audit and provide a complete energy audit report which meets the requirements of N.J.A.C. 14A:12-1.5(a)3 in lieu of the requisite summary energy audit and summary energy audit report. The summary energy audit report shall contain but not be limited to the following:]*** ***Preliminary assessment of the energy consumption patterns and energy conserving renovation needs of the user: The assessment may take the form of a self-audit conducted by the user, an energy audit performed by an**

independent auditor, an energy audit performed by all firms as a condition of participation in a pre-Request For Bids Conference or an energy audit performed by all firms as part of a pre-qualification procedure conducted in accordance with N.J.S.A. 40A:11-25. Any meetings, discussions or other contact with firms during the preliminary assessment shall conform to the requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. The preliminary assessment shall be tailored to the needs of the user and shall provide the user with the following information:*

i.–iii. (No change from proposal.)
iv. A description of the ***[proposed]* *suggested*** energy conserving renovations;

v. A description of the ***[proposed]* *suggested*** energy conserving renovations on base period energy consumption and energy costs; and

vi. The projected energy savings, BTU savings and energy cost savings which will be generated by the ***[proposed]* *suggested*** energy conserving renovations;

2. ***[Evaluation: Upon receipt of an energy audit report made pursuant to (a)1 above the user shall review the energy audit report and determine whether same is satisfactory, accurate and in compliance with the requirements of (a)1 above; and]* *Bidding: Upon completion of the preliminary assessment specified in (a)1 above, the user shall solicit bids in accordance with the requirements of the Local Public Contracts Law, 40A:11-1 et seq.***

***[3. Decision: The following alternatives shall be available:**

i. Acceptance: The user may accept the energy audit report, in the event that the user deems same to be satisfactory, accurate and in compliance with the requirements of (a)1 above if a summary energy audit report was furnished, or N.J.A.C. 14A:12-1.5(a)3 if a complete energy audit report was furnished. The firm and the user may thereafter conclude a contract for energy conserving renovations pursuant to N.J.A.C. 14A:12-1.5; and

ii. Termination: Either the firm or the user may decline to conclude a contract pursuant to N.J.A.C. 14A:12-1.5 at no risk or penalty.]*

14A:12-1.5 Contract phase

(a) All contracts and modifications thereof for the furnishing of energy conserving renovations shall meet ***,in addition to the requirements of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and regulations promulgated thereunder,*** the minimum requirements stated below. The firm and user may agree to any additional terms or conditions which do not limit, contradict or abrogate the said minimum requirements ***and which comply with the applicable provisions of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. and regulations promulgated thereunder.***

1.–2. (No change from proposal.)

3. Require the firm to conduct a complete energy audit and to furnish the user with a complete energy audit report ***[; provided however, that a firm which has conducted a satisfactory complete energy audit in the pre-contract phase, pursuant to N.J.A.C. 14A:12-1.4(a) need not conduct another complete energy audit at this stage]***. The complete energy audit report shall include but not be limited to the following:

i.–vi. (No change from proposal.)

***[4. In instances where a summary energy audit has been performed in the pre-contract phase, specifically incorporate and adopt the energy savings, BTU savings, and energy cost savings projected in the summary energy audit to result from the proposed energy conserving renovations. The savings projected in the N.J.A.C. 14A:12-1.4(a)1 summary energy audit shall constitute the minimum savings which the firm shall promise to the user, unless the minimum savings is modified pursuant to (a)5 below;**

5. In instances where a summary energy audit has been performed in the pre-contract phase pursuant to N.J.A.C. 14A:12-1.4(a), specifically provide the following options to be exercised after the

firm has conducted a complete energy audit to the user pursuant to (a)3 above. No energy conserving renovations shall be furnished by the firm until the user has accepted in accordance with (a)5i or (a)5ii below:

i. Acceptance: The user may accept the complete energy audit report, by certifying in writing that the complete energy audit report is satisfactory, accurate and in compliance with the requirements of (a)3 above;

ii. Adjustment: The user may accept the complete energy audit report, by certifying in writing that the complete energy audit report is satisfactory, accurate and in compliance with (a)3 above, after the firm and the user have eliminated, reconciled, adjusted or otherwise resolved the differences between the complete energy audit report and the summary energy audit report which the user considers material. In the event that the said differences have not been eliminated, reconciled, adjusted or otherwise resolved, the user may terminate pursuant to (a)5iii(1) below. Differences between the summary energy audit report and the complete energy audit report regarding the following shall be resolved according to the requirements set forth below:

(1) In the event that the complete energy audit report projects energy savings, BTU savings, or energy cost savings which are less than, or describes proposed energy conserving renovations which are different from those contained in the summary energy audit report, the firm shall specifically inform the user of same and of the reasons and causes for the difference. The user, at the user's sole discretion may agree to accept the lower savings or the different energy conserving renovations, or may agree to accept a compromise regarding same. Failure to accept shall constitute termination pursuant to (a)5iii(1) below; or

iii. Termination: The following shall constitute grounds for and means of termination after the complete energy audit has been concluded:

(1) The user has determined that reasons stated in (a)5(1) exist and that satisfactory adjustment pursuant to (a)5ii has not occurred. Upon termination pursuant to this provision the complete energy audit report shall become the property of the user. The firm shall not charge a fee, assess a penalty, nor place any conditions on relinquishing the complete energy audit report to the user;

(2) The user has determined that reasons other than those stated in (a)5(1) exist and that satisfactory adjustment pursuant to (a)5ii has not occurred. The firm may charge a reasonable, predetermined fee for termination pursuant to this provision in the event that the contract so provides. The contract shall indicate whether the complete energy audit report shall become the property of the firm or of the user; or

(3) The firm considers termination appropriate. Upon termination pursuant to this provision the firm shall relinquish all rights to the complete energy audit report and to any conclusions, engineering drawings, specifications and other data relating to the complete energy audit. The complete energy audit report, conclusions, drawings, specifications and other data relating to the energy audit reports shall become the property of the user. The firm shall not charge a fee, assess a penalty, nor place any conditions on relinquishing the complete energy audit report, conclusions, engineering drawings, specifications and other data relating to the complete energy audit to the user;*

[6.] *4.* State a specific method of accounting for energy savings due to the energy conserving renovations:

i. The firm shall employ, alone or in combination, as appropriate, the following:

(1) Individual metering: The effect of each energy conserving renovation on energy savings shall be determined, where feasible, by individually metering each energy conserving renovation;

(2) Calculating energy savings: In the event that *(a)6i(1) of this section)* *(a)4i(1) above* is not feasible the effect of each energy conserving renovation on energy savings shall be determined by calculating the amount of energy savings attributable to each energy conserving renovation. Calculations shall be based upon billings

from utility or other energy suppliers, readings from energy meters, and/or measurements of energy storage facilities;

(3) Normalization: All energy savings produced by energy conserving renovations which are affected by degree day changes shall be normalized using the following: degree day method[†]; modified degree day method[†]; bin method[†]. **Energy consumed by energy conserving renovations that are affected by degree day changes or the base period equivalent of such energy conserving renovations, for uses other than space heating or cooling shall be discounted before comparing energy consumption data using the degree day method, modified degree day method or bin method.**

[7.] *5.* Require energy savings determined in *[(a)6]* *(a)4* above to be converted to BTU savings *††* * [using the conversion factors described in ASHRAE Systems Volume, Section IV, Chapter 47 (1980)]*;

[8.] *6.* Require energy savings determined in *[(a)6]* *(a)4* above to be converted to energy cost savings as follows:

i.-ii. (No change from proposal.)

[9.] *7.* Contain a provision including or excluding the cost of metering in the cost of the energy conserving renovations, in the event that metering is used *[in the audit phase]* *pursuant to (a)3 or (a)4 above*;

[10.] *8.* (No change from proposal.)

[11.] *9.* Contain a provision including or excluding fuel adjustment clauses, in the event that the current cost method specified in *[(a)8i(1)]* *(a)6i(1)* above is used in the *complete* energy audit report to convert energy savings into energy cost savings;

Re-number 12.-18. as 10.-16.

[19.] *17.* Specify that the firm shall furnish monthly summaries of energy consumption, energy savings, BTU savings and energy cost savings to the user. Calculations shall be made in accordance with *[(a)6, (a)7, and (a)8]* *(a)4, (a)5, and (a)6* above;

[20.] *18.* State the grounds for termination of the contract by the user or the firm prior to the conclusion of the term. The following grounds shall be specifically included:

[i. Termination after complete energy audit: The user and the firm shall be permitted to terminate the contract in accordance with the provisions of (a)5iii above, after the complete energy audit has been concluded; and]

[ii.] *i.* Termination by buyout: The user shall be permitted to terminate the contract at the user's election at any time during the term of the contract by purchasing the energy conserving renovation *[for a specified]* *in accordance with a schedule of prices* or, if no price *schedule* is *[stated]* *established* fair market value*[:]* *. **The right to termination by buyout and the schedule of prices shall be expressly stated in the contract.***

[21.] *19.* Require the firm to remove or dispose of the energy conserving renovations at the conclusion of the contract term unless the user exercises an option to purchase, pursuant to *[(a)20ii]* *(a)18i* and;

[22.] *20.* (No change from proposal.)

[[†]Explained in ASHRAE Systems Volume, Section IV, Chapter 43 (1980). Copies may be obtained from the American Society of Heating, Refrigerating and Air-Conditioning Engineers, Inc., 1791 Tullie Circle, N.E., Atlanta, Georgia 30329.]

[†]The Department adopts the energy estimating methods of the American Society of Heating, Refrigerating and Air-Conditioning Engineers, Inc., contained in ASHRAE Systems Volume, Section IV, Chapter 43 (1980), with respect to the normalization of energy savings by the degree day method, modified degree day method, and bin method.

Copies of the document may be obtained from the sponsor at: ASHRAE, Inc., 1791 Tullie Circle, N.E., Atlanta, Georgia 30329.*

††The Department adopts the conversion factors of the American Society of Heating, Refrigerating and Air-Conditioning Engineers, Inc., contained in ASHRAE Systems Volume, Section IV, Chapter 47 (1980), with respect to the conversion of energy savings to BTU savings.

TRANSPORTATION

(a)

TRANSPORTATION OPERATIONS

**Restricted Parking and Stopping
Route 49**

Adopted Amendment: N.J.A.C. 16:28A-1.34

Proposed: November 15, 1982, at 14 N.J.R. 1283(a).
Adopted: December 23, 1982 by David W. Gwynn, Chief Engineer, Transportation Operations and Local Aid.
Filed: January 5, 1983 as R.1983 d.1, **without change.**

Authority: N.J.S.A. 27:1A-5, 27:1A-6, 39:4-138. 1 and 39:4-139.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order no. 66 (1978): August 1, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

(b)

TRANSPORTATION OPERATIONS

**No Passing
Routes 23, US 40, 29, 93, 72, 156 and 172**

**Adopted Amendments: N.J.A.C. 16:29-1.3
and 1.20**

**Adopted New Rules: N.J.A.C. 16:29-1.24,
1.25, 1.26, 1.27 and 1.28**

Proposed: November 15, 1982 at 14 N.J.R. 1283(b).
Adopted: December 28, 1982 by David W. Gwynn, Chief Engineer, Transportation Operations and Local Aid.
Filed: January 5, 1983 as R.1983 d.2, **without change.**

Authority: N.J.S.A. 27:1A-5, 27:1A-6 and 39:4-201.1.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978): August 1, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

(c)

DIVISION OF AERONAUTICS

**Sport Parachuting
License**

Adopted Repeal: N.J.A.C. 16:58-2

Proposed: November 15, 1982 at 14 N.J.R. 1289(b).
Adopted: December 28, 1982 by Melvin R. Lehr, Assistant Commissioner for Transportation Services.
Filed: January 10, 1983 as R.1983 d.8, **without change.**

Authority: N.J.S.A. 27:1A-5, 27:1A-6, 6:1-29 and 6:1-44.

Effective Date: February 7, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

TREASURY-GENERAL

(d)

DIVISION OF PENSIONS

**Public Employees' Retirement System
Ineligibility; Contributory Insurance Rates;
Interfund Transfers**

**Adopted Amendments: N.J.A.C. 17:2-2.3,
3.3, 7.1 and 7.2**

Proposed: October 18, 1982, at 14 N.J.R. 1150(a).
Adopted: January 6, 1983 by the Board of Trustees, Public Employees' Retirement System, John P. Olender, Secretary.
Filed: January 7, 1983 as R.1983 d.7, **without change.**

Authority: N.J.S.A. 43:15A-17.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978): N.J.A.C. 17:2-2.3 and 3.3, October 1, 1984; 17:2-7, October 9, 1984.

Summary of Public Comments and Agency Responses:
No comments received.

(a)

(c)

DIVISION OF PENSIONS

DIVISION OF PENSIONS

**Public Employees' Retirement System
Beneficiary Designation and Purchases and
Eligible Service**

**Police and Firemen's Retirement System
Purchases, Loans and Interfund Transfers**

**Adopted Amendments: N.J.A.C. 17:2-3.12
and 17:2-5**

**Adopted New Rule: N.J.A.C. 17:4-5.6
Adopted Amendments: N.J.A.C. 17:4-5.3,
6.4, 7.1 and 7.2**

Proposed: October 18, 1982, at 14 N.J.R. 1151(a).
Adopted: January 6, 1983 by the Board of Trustees, Public
Employees' Retirement System, John P. Olender,
Secretary.
Filed: January 7, 1983 as R.1983 d.6, **without change**.

Proposed: November 1, 1982 at 14 N.J.R. 1204(b).
Adopted: December 15, 1982 by the Board of Trustees,
Police and Firemen's Retirement System, Anthony
Ferrazza, Secretary.
Filed: January 6, 1983 as R.1983 d.3, **without change**.

Authority: N.J.S.A. 43:15A-17.

Authority: N.J.S.A. 43:16A-13(7).

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
October 1, 1984.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
April 1, 1985.

Summary of Public Comments and Agency Responses:
No comments received.

Summary of Public Comments and Agency Responses:
No comments received.

(b)

(d)

DIVISION OF PENSIONS

DIVISION OF PENSIONS

**Police and Firemen's Retirement System
Proof of Age**

**Consolidated Police and Firemen's Pension
Fund
Interest Charge**

Adopted New Rule: N.J.A.C. 17:4-1.12

Adopted Repeal: N.J.A.C. 17:6-1.9

Proposed: November 1, 1982 at 14 N.J.R. 1204(a).
Adopted: December 27, 1982 by the Board of Trustees,
Police and Firemen's Retirement System, Anthony
Ferrazza, Secretary.
Filed: January 6, 1983 as R.1983 d.4, **without change**.

Proposed: November 15, 1982 at 14 N.J.R. 1293(a).
Adopted: January 19, 1983 by Consolidated Police and
Firemen's Pension Fund Commission, Anthony
Ferrazza, Secretary.
Filed: January 24, 1983 as R.1983 d.35, **without
change**.

Authority: N.J.S.A. 43:16A-13(7) and 43:16A-3(1).

Authority: N.J.S.A. 43:16-7.

Effective Date: February 7, 1983.
Expiration Date pursuant to Executive Order No. 66 (1978):
April 1, 1985.

Effective Date: February 7, 1983.

Summary of Public Comments and Agency Responses:
No comments received.

Summary of Public Comments and Agency Responses:
No comments received.

MISCELLANEOUS NOTICES

ENVIRONMENTAL PROTECTION

(a)

DIVISION OF WATER RESOURCES

Petition for Rulemaking Water Quality Management

Proposed Amendment: N.J.A.C. 7:14A-1

Petitioner: Chemical Industry Council of New Jersey.

Authority: N.J.S.A. 52:14B-4(f) and N.J.A.C. 1:20-3.6.

This is a notice of petition for a rule filed pursuant to N.J.S.A. 52:14B-4(f) as implemented by N.J.A.C. 1:30-3.6.

Take notice that the Chemical Industry Council of New Jersey (CIC) has petitioned the Department of Environmental Protection (Department) to initiate changes in the "New Jersey Pollutant Discharge Elimination System (NJPDES) Regulations," N.J.A.C. 7:14A-1. As part of its petition, the CIC requested the Department to make changes in those sections concerning the NJPDES permit fee system. Subsequently, the Department proposed changes in the fee system (see 14 N.J.R. 684(a)) and received the CIC's comments on those proposals. The Department responded to these comments and subsequently adopted the proposal with changes (see 15 N.J.R. 85(a)).

The CIC's petition also requested that the Department promulgate regulatory changes which would delegate the SIU (indirect discharges) permit program to publicly owned treatment plants. The Department has held several meetings with a task force on this issue. As a result of these meetings, the Department will, in the near future, propose amendments which would implement many of the changes requested by the CIC.

As to the remaining changes proposed in the petition, the CIC asked the Department to consider four general actions with regard to the regulations. First, the Department was asked to review the NJPDES program forms for consistency with the regulations. Second, the CIC requested that a procedure be developed to track amendments in Federal NPDES Regulations, consider making appropriate changes based on the Federal amendments, comment on the amendments, and justify any refusal to adopt similar amendments in the State's surface water rules. Third, the CIC petitioned the Department to amend the NJPDES Regulations so as to relax water quality standards and thus effluent limitations in the State. Fourth, the Department was asked to review the NJPDES Regulations for consistency with the Department's hazardous waste management regulations. In addition, the CIC asked the Department to modify certain sections in the Regulations which have previously been the subject of discussions between the CIC and the Department. In accordance with N.J.S.A. 52:14-4(f), the Department has decided to act on this portion of the petition through an internal review of the proposed changes, after which informal meetings will be held with interested parties. The Department may proceed with amendments to the NJPDES Regulations which had previously been discussed with the CIC and others.

For further information concerning this petition for rulemaking, contact:

Ms. Ellen Radow
Division of Water Resources
Water Quality Management Element
CN 029
Trenton, NJ 08625

HEALTH

(b)

CONSUMER HEALTH SERVICES

Controlled Dangerous Substances Administrative Corrections: N.J.A.C. 8:65-2.4 and 2.5; 8:65-5.5, 6.9, 8.7, 8.9 and 8.10

In order to accurately reflect changes in the internal reorganization of the Drug Enforcement Agency, United States Department of Justice, it is necessary to amend several sections of the New Jersey Administrative Code, which pertain to the Department of Health's enforcement activities.

Pursuant to N.J.A.C. 1:30-2.7 the following corrections are made: At N.J.A.C. 8:65-2.4(b) and (c) and 8:65-2.5(d), "Regional Office" is changed to "Field Division Office".

At N.J.A.C. 8:65-5.5(d), 8:65-6.9(d), 8:65-8.7(a), 8:65-8.9(a) and (a)1, 8:65-8.9(a)2, 3, (b) and (b)4 and 8:65-8.10(c), "Regional Director" or "Director" is changed to "Special Agent in Charge".

LAW AND PUBLIC SAFETY

(c)

BOARD OF PHARMACY

Pharmacist-In-Charge Permit; Prescription Department or Pharmacy Department in Large Mercantile Establishments

Proposed Amendments: N.J.A.C. 13:38-8.14 and 9.14

Notice of Public Hearing on Possession of Keys to the Pharmacy Department by Non-Pharmacists; Employment of Pharmacy Personnel; and Names of Pharmacist-In-Charge on Prescription Labels.

The Board of Pharmacy will hold a **public hearing** regarding a proposed rule amendments to delete the requirement that only a registered pharmacist may maintain possession of keys to the pharmacy department (N.J.A.C. 13:39-9.14); to delete the responsibility of the pharmacist-in-charge to employ personnel, and

to delete the requirement that a prescription label must bear the name of the pharmacist-in-charge (N.J.A.C. 13:39-8.14).

The hearing will be held **March 16, 1983** from 10 A.M. until the close of testimony, at 1100 Raymond Boulevard, Newark, New Jersey, Room 401. The text of the proposal appeared in the August 16, 1982 issue of the New Jersey Register at **14 N.J.R. 898(b)**.

Anyone wishing to testify should contact Robert Terranova at (201) 648-2433 or write to him at the Board of Pharmacy, Room 325, 1100 Raymond Boulevard, Newark, New Jersey 07102.

ENERGY

(a)

BOARD OF PUBLIC UTILITIES

Petition for Rulemaking Suggested Formulae for Extension of Utility Service

Petitioner: New Jersey Chapter of the National Association of Water Companies

Authority: N.J.S.A. 52:14B-4(f) and N.J.A.C. 1:30-3.6.
BPU Docket No. 8212-1133

Take notice that on December 30, 1982 the New Jersey Chapter of National Association of Water Companies petitioned the Board of Public Utilities to amend the Suggested Formulae for Extension of Utility Service, N.J.A.C. 14:3-8, 14:2-4.1 and 14:9-2.1. Pursuant to N.J.A.C. 1:30-3.6, the Board has filed a notice of petition for rulemaking with regard to petitioner's request.

The petitioner maintains that the provisions of N.J.A.C. 14:3-8, including the five-times refund multiple which is set forth in N.J.A.C. 14:3-8.2(d), have in the past and continue to have a detrimental impact upon all of the water utilities within the State of New Jersey. The present refund formula recommends that the developer deposit the cost of mains for each new development with the water utility and receive, over a period of time, a refund equivalent to five times the revenue generated from each home. The result of this five-times policy is that current customers of the water utility pay increased rates to subsidize development of new housing tracts.

The present rule, including the five-times formula, presents a two fold problem to the water industry. First, the utility operating income generated from the new customers is not sufficient to pay the carrying charges (cost of money) on the five-times refund. Any deficiency in utility operating income is, therefore, borne by existing customers in the next rate increase. Second, the developer deposits with the utility only the cost of the water mains, not the total cost of the project. Therefore, the company has already made an investment in rate base of the difference between the total cost of the development (including back-up plant) and the amount of the deposit. This forced investment by the utility also must be borne by the current customers in the next rate increase.

The petitioner proposes a refund formula that will be based upon data from each water utility in the State. Petitioner's proposal would require the developer to deposit the total cost of the main extension, including back-up plant, meters and services, and receive a refund in accordance with the (proposed) refund formula.... The proposed refund formula would produce refunds supported only by revenues from new customers. The result of such a refund formula would be that current customers would not pay increased rates for development into new territories. The cost of any unrefunded main extension will be included either in the cost of the new house or in

a decrease in the profit margin from the sale of the house by the developer.

The reasons for the proposed amendment to the main extension refund formula are as follows:

1. To enable the petitioner and other water utilities within the State of New Jersey to continue to have a vehicle by which the State's water utilities and building developers can voluntarily arrange for provision of new water service, without burdening the Board with petitions for main extensions pursuant to N.J.S.A. 48:2-27;
2. To prevent existing water company customers from having to subsidize main extensions for new customers; and
3. To enable water utilities to maintain financial integrity and thus continue to furnish safe, adequate and proper service to their customers.

The Board, having reviewed the petition, found its arguments compelling and will, therefore, further investigate the matter.

Interested persons may submit in writing, data, views or arguments relevant to the petition for rulemaking within 45 days of this publication. These submissions, and any inquiries about submissions and responses, should be addressed to:

Jeanne M. Fox
Regulatory Officer
Board of Public Utilities
1100 Raymond Boulevard
Newark, NJ 07102

This is a notice of petition for a rule (N.J.A.C. 1:30-3.6). Any rule concerning the subject of this notice of petition for a rule must comply with the rulemaking requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

(b)

BOARD OF PUBLIC UTILITIES

Termination of Service Diversion of Service to Third Party

Petition for Rulemaking

Petitioner: Dorothy Edgerton

Authority: N.J.S.A. 52:14B-4(F) and N.J.A.C. 1:30-3.6.

Take notice that Ms. Dorothy Edgerton has filed a petition requesting the Board of Public Utilities to:

promulgate a rule that when respondent knows or has reason to know that services billed to a user have been diverted to the use of a third party or parties, said user's service may not be terminated on account of failure to pay for services so billed and respondent must adjust the user's bill to reflect actual usage.

Notice of said petition was published in the New Jersey Register at 14 N.J.R. 702(a) on July 6, 1982.

The Board of Public Utilities has received numerous comments on this petition for rulemaking. The Board's staff is in the process of reviewing the comments and of investigating the matter. A draft rule should be submitted for the Board's consideration in February, 1983. A public hearing may be held on the draft rule. Final Board action should occur in April, 1983.

TREASURY-GENERAL

(a)

LOTTERY COMMISSION

Distribution of Tickets to Agents

Notice of Correction: Executive Order No. 66 (1978) Expiration Date for N.J.A.C. 17:20-10

An error appears in the New Jersey Administrative Code at N.J.A.C. 17:20-10, Distribution of Tickets to Agents, concerning the expiration date of Subchapter 10. The Executive Order 66 (1978) Expiration Date for Subchapter 10 should read **March 28, 1984**.

EMERGENCY ADOPTION

(b)

CASINO CONTROL COMMISSION

Junkets Fees, License and Reporting Requirements

Adopted Emergency New Rules and Concurrent Proposal: N.J.A.C. 19:41-9.9A; 19:49

Adopted Emergency Amendments and Concurrent Proposal: N.J.A.C. 19:45-1.1, 1.9

Adopted Emergency Repeal and Concurrent Proposal: N.J.A.C. 19:45-1.8

Emergency New Rules, Amendments and Repeal Adopted:
January 11, 1983, by Casino Control Commission,
Walter N. Read, Chairman.

Gubernatorial Approval (see N.J.S.A. 52:14B-4(c)):
January 27, 1983.

Emergency New Rules, Amendments and Repeal Filed:
January 27, 1983 as R.1983 d.37.

Authority: N.J.S.A. 5:12-63(c), 69 and 102.

Emergency New Rules, Amendments and Repeal Effective
Date: January 27, 1983.

Emergency New Rules, Amendments and Repeal Expiration
Date: March 28, 1983.

Agency Note

Take notice that the above-captioned rule proposals, which are published in this issue of the New Jersey Register at **15 N.J.R. 135(a)**, were adopted by the Casino Control Commission on an emergency basis, and filed with the Office of Administrative Law, subsequent to the submission of the aforementioned notice of proposal.

These emergency rules are being adopted as a result of the enactment of Assembly Bill A-1945. This legislation substantially amends those provisions of the Casino Control Act which govern the operation of junkets to licensed casino hotels. The Commission's existing regulations governing the licensing and reporting of junket activities have either been invalidated or are insufficient to implement the statutory requirements created by the enactment of A-1945. Therefore, without these new regulations, the Commission might be required to severely restrict, or even prohibit, further junket activities by casino licensees until the necessary regulatory controls could be adopted. This would likely impose a severe economic hardship upon casino licensees and the State tax revenues which are derived therefrom. The adoption of these rule proposals on an emergency basis will permit the junket activities of casino licensees to continue without disruption.

Casino licensees will be notified of the emergency rulemaking by letter and supplied with a copy of the adopted regulations. The casinos will be requested to provide a copy of the regulations to all junket enterprises with whom they do business. In addition, a press release will be issued concerning the emergency rulemaking advising the public that a copy of the regulations may be obtained from the Commission.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before March 9, 1983. These submissions, and any inquiries about submissions and responses, should be addressed to:

David C. Missimer, Esq.
Casino Control Commission
3131 Princeton Pike Office Park
Building No. 5, CN 208
Trenton, NJ 08625

These rule proposals were adopted on an emergency basis and became effective upon acceptance for filing by the Office of Administrative Law (see N.J.S.A. 52:14B-4(c) as implemented by N.J.A.C. 1:30-4.4). Concurrently, the provisions of these emergency new rules, amendments and repeal are being proposed for readoption in compliance with the normal rulemaking requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. The readopted rule proposals become effective upon acceptance for filing by the Office of Administrative Law (see N.J.A.C. 1:30-4.4(d)).

INDEX OF ADOPTED RULES

The *Index of Adopted Rules* contains rules which have been promulgated subsequent to the most recent update of the New Jersey Administrative Code. Rules which are being promulgated in this Register, and which appear in the *Table of Rules* in this issue, do not appear in this index. These rules will appear in next month's Index of Adopted Rules.

The rules in this index are listed in order of their N.J.A.C. citations. Accompanying the N.J.A.C. citation for each rule is a brief description of the rule's content, the Register citation for its proposal notice, its Office of Administrative Law (OAL) document citation (which should be used if ordering a copy of the rule from OAL), and the Register citation for its adoption.

An N.J.A.C. citation which includes a **section** number, such as 1:30-1.1, means that only that section has been modified. An N.J.A.C. citation which includes a **subchapter** number, such as 5:23-3, but no *section designation*, or which includes only title and **chapter**, such as 1:30, means that there have been extensive changes involving all or most sections of that subchapter or chapter.

At the bottom of the listing for each Title is the date of the most recent Code update for that Title.

The *Index of Adopted Rules* appears in the first Register of each month, complementing the *Index of Proposed Rules* which appears in the second Register of each month. Together, these indices make available to a Code and Register subscriber all legally effective rules, and enable the subscriber to keep track of all State agency rulemaking activities from the initial proposal through final promulgation.

For any rule not yet published in a Code update, the full text of the proposal notice as published in the Register, plus the full text of any changes published with the adoption notice in the Register, constitute an official copy of the promulgated rule. If the full text of either the proposed rule or any changes does not appear in the Register, it is available for a fee from:

Administrative Filings
CN 301
Trenton, New Jersey 08625

To be certain that you have a copy of each proposed rule which may have been adopted but which does not yet appear in the most recent Code update, you should retain each Register beginning with October 5, 1979.

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
ADMINISTRATIVE LAW—TITLE 1				
1:1-2.2	Contested cases and OAL jurisdiction	14 N.J.R. 486(a)	R. 1982 d. 467	15 N.J.R. 23(a)
1:1-3.3	Pre-hearing conferences and tape-recording	14 N.J.R. 606(a)	R. 1982 d. 297	14 N.J.R. 975(a)
1:1-3.11	Succession of parties in contested cases	14 N.J.R. 606(b)	R. 1982 d. 295	14 N.J.R. 975(b)
1:1-9.1, 9.2, 9.6, 9.7, 13.2, 13.3, 14.5	Interlocutory review and emergency relief	14 N.J.R. 1182(a)	R. 1982 d. 472	15 N.J.R. 25(a)
1:1-14.1	Consolidation of cases	14 N.J.R. 674(b)	R. 1982 d. 296	14 N.J.R. 975(c)
1:1-16.5	Substantiation of final decisions	14 N.J.R. 608(a)	R. 1982 d. 292	14 N.J.R. 975(d)
1:6A	Special Education Program hearing rules	14 N.J.R. 930(a)	R. 1982 d. 462	15 N.J.R. 25(b)
1:30	Agency rulemaking	14 N.J.R. 780(a)	R. 1982 d. 466	15 N.J.R. 29(a)
1:30-3.7	Correction: Agency rulemaking	14 N.J.R. 780(a)	R. 1982 d. 466	15 N.J.R. 101(a)
1:31	Organization of OAL	Organizational	R. 1982 d. 291	14 N.J.R. 976(a)
15:15-8.1, 8.2	Repeal rules on Register and Code	14 N.J.R. 366(a)	R. 1982 d. 339	14 N.J.R. 1163(b)
(Title 1, Transmittal 2 dated June 21, 1982)				
AGRICULTURE—TITLE 2				
2:2-2.1, 2.6, 2.10, 2.13, 2.14, 2.15, 2.17, 2.18	Swine brucellosis control	14 N.J.R. 487(b)	R. 1982 d. 237	14 N.J.R. 833(a)
2:2-2.2	Official calfhood brucella vaccination	13 N.J.R. 114(b)	R. 1981 d. 173	13 N.J.R. 318(a)
2:2-2.3	Vaccination of female bovines	13 N.J.R. 256(a)	R. 1981 d. 288	13 N.J.R. 471(a)
2:2-2.3	Calfhood brucellosis vaccination	14 N.J.R. 487(a)	R. 1982 d. 234	14 N.J.R. 833(b)
2:2-2.16	Slaughtering of market cattle and goats	13 N.J.R. 5(a)	R. 1981 d. 40	13 N.J.R. 115(b)
2:2-2.19	Brucellosis testing for intrastate movement	14 N.J.R. 865(a)	R. 1982 d. 360	14 N.J.R. 1154(a)
2:3-2.3, 2.4	Brucellosis and tuberculosis tests for cattle	13 N.J.R. 4(b)	R. 1981 d. 39	13 N.J.R. 115(a)
2:3-3.7	Swine brucellosis control	14 N.J.R. 487(b)	R. 1982 d. 237	14 N.J.R. 833(a)
2:3-4.1	Movement of livestock	13 N.J.R. 5(b)	R. 1981 d. 41	13 N.J.R. 115(c)
2:3-6.2	Goats for exhibition: Disease testing	14 N.J.R. 489(a)	R. 1982 d. 235	14 N.J.R. 833(c)
2:3-6.2	Goats for exhibition: Disease testing	14 N.J.R. 489(a)	R. 1982 d. 235	14 N.J.R. 833(c)
2:5-1	Repeal hog cholera quarantines	13 N.J.R. 5(c)	R. 1981 d. 42	13 N.J.R. 115(d)
2:22-2	Mediterranean fruit fly control	13 N.J.R. 550(a)	R. 1981 d. 508	14 N.J.R. 101(a)
2:48-5.1	Use of coupons in milk promotion	13 N.J.R. 181(b)	R. 1981 d. 166	13 N.J.R. 318(b)
2:50-1.1	Dairy farmers and relief from notice of intent	14 N.J.R. 489(b)	R. 1982 d. 238	14 N.J.R. 833(d)
2:54-1.1	Milk marketing order	13 N.J.R. 551(a)	R. 1981 d. 416	13 N.J.R. 753(a)
2:54-1.1, 2.1	Milk Marketing Order 57-3 and Order 63-1	13 N.J.R. 798(a)	R. 1981 d. 512	14 N.J.R. 101(b)
2:69-1.6	Slow-release nitrogen products	14 N.J.R. 258(a)	R. 1982 d. 159	14 N.J.R. 471(b)
2:69-1.11	Commercial values of primary plant nutrients	13 N.J.R. 114(c)	R. 1981 d. 172	13 N.J.R. 318(c)
2:69-1.11	Commercial values of fertilizers	14 N.J.R. 402(a)	R. 1982 d. 236	14 N.J.R. 833(e)
2:71-2.28, 2.29, 2.31	Farm products inspection and grading fees	14 N.J.R. 66(a)	R. 1982 d. 75	14 N.J.R. 277(a)

(Title 2, Transmittal 18 dated January 14, 1981)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
BANKING—TITLE 3				
3:1-1.1	Interest rates	Emergency	R. 1981 d.429	13 N.J.R. 753(b)
3:1-1.1	Readoption: Interest rates on mortgages	13 N.J.R. 753(b)	R. 1981 d.511	14 N.J.R. 101(c)
3:1-1.1	Correction: Interest rates on mortgages	13 N.J.R. 753(b)	R. 1981 d.511	14 N.J.R. 205(a)
3:1-2	Procedural rules	13 N.J.R. 182(a)	R. 1981 d.258	13 N.J.R. 382(b)
3:1-10.1	Real property transactions: Executive officer defined	14 N.J.R. 490(a)	R. 1982 d.242	14 N.J.R. 834(a)
3:1-11	"Executive officer" and affiliated persons	14 N.J.R. 490(b)	R. 1982 d.243	14 N.J.R. 834(b)
3:2-2	Repealed: Plain language review of contracts	14 N.J.R. 454(a)	R. 1982 d.213	14 N.J.R. 755(a)
3:2-2.1-2.3	Plain language in consumer contracts	13 N.J.R. 184(a)	R. 1981 d.259	13 N.J.R. 383(a)
3:6-1.1	Savings bank parity rule	13 N.J.R. 383(b)	R. 1981 d.352	13 N.J.R. 551(b)
3:6-3	Standardization of executive officer classification	14 N.J.R. 491(a)	R. 1982 d.244	14 N.J.R. 834(c)
3:6-7, -9	Class II and Small Business Loans	14 N.J.R. 182(a)	R. 1982 d.126	14 N.J.R. 383(b)
3:6-7.1-7.8	Mutual savings banks: Investment restatement accounting	14 N.J.R. 676(a)	R. 1982 d.307	14 N.J.R. 988(a)
3:6-12.1	Commercial bank parity	13 N.J.R. 383(c)	R. 1981 d.351	13 N.J.R. 552(a)
3:7-5, 5.1-5.5	Statement of interest: Officers defined	14 N.J.R. 492(a)	R. 1982 d.245	14 N.J.R. 834(d)
3:8-3, -4	Nonmember commercial bank reserves	14 N.J.R. 183(a)	R. 1982 d.125	14 N.J.R. 383(c)
3:11-2.1	Commercial bank lending: Approved subsidiaries	13 N.J.R. 799(a)	R. 1981 d.516	14 N.J.R. 101(d)
3:11-7.7	Time deposit balances and 10 percent limitation	14 N.J.R. 608(b)	R. 1982 d.263	14 N.J.R. 909(a)
3:11-10.1, 10.2	Savings banks participation in credit card operations	13 N.J.R. 61(b)	R. 1981 d.91	13 N.J.R. 185(b)
3:17-4.4, -7	Small loan licensees	13 N.J.R. 115(e)	R. 1981 d.257	13 N.J.R. 384(a)
3:17-7.1, 7.3	Permits to small loan licensees	13 N.J.R. 471(b)	R. 1981 d.430	13 N.J.R. 754(a)
3:19-2	Energy rules on home repair financing	Emergency	R. 1981 d.29	13 N.J.R. 116(a)
3:21-2	State chartered credit unions	13 N.J.R. 522(b)	R. 1981 d.414	13 N.J.R. 754(b)
3:23	License fees for credit sales and loan businesses	Emergency	R. 1982 d.76	14 N.J.R. 277(b)
3:23	Readoption: License fees for credit and lending	14 N.J.R. 277(b)	R. 1982 d.158	14 N.J.R. 471(c)
3:26-4.1	Parity with federally-chartered savings and loan	13 N.J.R. 634(a)	R. 1981 d.506	14 N.J.R. 40(a)
3:27-6	Repealed: Variable rate mortgage rules	13 N.J.R. 715(a)	R. 1981 d.507	14 N.J.R. 40(b)
3:28-5.1-5.7	Mutual savings and loan: Investment restatement accounting	14 N.J.R. 678(a)	R. 1982 d.306	14 N.J.R. 989(a)
3:30-2.1	Reserve requirements	13 N.J.R. 61(c)	R. 1981 d.90	13 N.J.R. 185(a)
3:38-1	Licensing of mortgage bankers and brokers	Emergency	R. 1981 d.165	14 N.J.R. 571(a)
3:38-1	Licensing of mortgage bankers and brokers	14 N.J.R. 571(a)	R. 1982 d.302	14 N.J.R. 977(a)
3:38-1.1	Mortgage bankers and brokers license fees	13 N.J.R. 256(c)	R. 1981 d.260	13 N.J.R. 384(b)
3:38-2, 3, 4, 5, 6	Mortgage bankers and brokers: Rules of operation	14 N.J.R. 493(a)	R. 1982 d.303	14 N.J.R. 977(b)
(Title 3, Transmittal 17 dated January 14, 1981)				
CIVIL SERVICE—TITLE 4				
4:1-2.1	"Base salary" defined	14 N.J.R. 679(a)	R. 1982 d.331	14 N.J.R. 1089(a)
4:1-8.8B	Veterans' age reduction	14 N.J.R. 455(a)	R. 1982 d.326	14 N.J.R. 1089(b)
4:1-10.1, 10.2, 10.3, 10.5	Noncompetitive and labor titles	14 N.J.R. 1186(a)	R. 1982 d.496	15 N.J.R. 83(a)
4:1-13.4	Police and firefighters: Working test periods	14 N.J.R. 115(a)	R. 1982 d.204	14 N.J.R. 709(a)
4:1-17.16	Advancing of sick leave (State)	14 N.J.R. 299(a)	R. 1982 d.300	14 N.J.R. 978(a)
4:2-2.1	Repealed: Veterans' age reduction	14 N.J.R. 455(a)	R. 1982 d.326	14 N.J.R. 1089(b)
4:2-6.8, 10.1, 10.2	Repealed: see 4:1-10	14 N.J.R. 1186(a)	R. 1982 d.496	15 N.J.R. 83(a)
4:2-17.14	Repealed: Sick leave advance	14 N.J.R. 299(a)	R. 1982 d.300	14 N.J.R. 978(a)
4:3-2.1	Repealed: Veterans' age reduction	14 N.J.R. 455(a)	R. 1982 d.326	14 N.J.R. 1089(b)
4:3-6.9	Repealed: see 4:1-10	14 N.J.R. 1186(a)	R. 1982 d.496	15 N.J.R. 83(a)
4:3-13.1	Repealed: Formerly CSPM (Local) 13-4.101	14 N.J.R. 115(a)	R. 1982 d.204	14 N.J.R. 709(a)
4:3-17.6	Repealed: Sick leave advance	14 N.J.R. 299(a)	R. 1982 d.300	14 N.J.R. 978(a)
(Title 4, Transmittal 16 dated June 21, 1982)				
COMMUNITY AFFAIRS—TITLE 5				
5:10-1.3, 2.2	Hotels and multiple dwellings	13 N.J.R. 387(b)	R. 1981 d.363	13 N.J.R. 704(a)
5:10-1.17	Hotel and multiple dwelling inspection fees	Emergency	R. 1982 d.259	14 N.J.R. 909(b)
5:10-1.17	Readoption: Hotel and multiple dwelling inspection fees	14 N.J.R. 909(b)	R. 1982 d.334	14 N.J.R. 1089(c)
5:10-2.2, 25.3	Standards for hotels and multiple dwellings	14 N.J.R. 119(a)	R. 1982 d.253	14 N.J.R. 910(a)
5:10-25.3	Hotels and multiple dwellings	13 N.J.R. 387(b)	R. 1981 d.363	13 N.J.R. 704(a)
5:11-3.2	Duplicate rental assistance	14 N.J.R. 72(a)	R. 1982 d.71	14 N.J.R. 278(a)
5:11-9.2	Relocation assistance hearings	13 N.J.R. 186(d)	R. 1981 d.183	13 N.J.R. 332(a)
5:11-9.2	Parties to relocation assistance hearing	14 N.J.R. 1188(a)	R. 1982 d.487	15 N.J.R. 83(b)
5:12	Repeal State aid for urban renewal projects	13 N.J.R. 187(a)	R. 1981 d.180	13 N.J.R. 333(a)
5:12	Plain language review of residential leases	13 N.J.R. 473(a)	R. 1981 d.424	13 N.J.R. 782(b)
5:12	Repealed: Plain language review of leases	14 N.J.R. 222(a)	R. 1982 d.139	14 N.J.R. 426(a)
5:17	Expiration date for retirement community disclosure	13 N.J.R. 560(d)	R. 1981 d.425	13 N.J.R. 782(c)
5:21	Repealed: Uniform standards for mobile homes	13 N.J.R. 717(a)	R. 1982 d.7	14 N.J.R. 142(a)
5:22-2.6	Multiple dwelling exemptions and tax list designations (joint adoption, see 18:12-6A.8)	14 N.J.R. 72(b)	R. 1982 d.78	14 N.J.R. 278(b)
5:23-1.4	Manufactured homes	13 N.J.R. 717(a)	R. 1982 d.7	14 N.J.R. 142(a)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
5:23-1.4, -2	Uniform Construction Code	13 N.J.R. 119(a)	R.1981 d.134	13 N.J.R. 258(b)
5:23-2.5	Uniform Construction Code	13 N.J.R. 120(a)	R.1981 d.133	13 N.J.R. 258(c)
5:23-2.5	Uniform Construction Code	13 N.J.R. 390(a)	R.1981 d.462	13 N.J.R. 885(d)
5:23-2.6	Uniform Construction Code inspections	13 N.J.R. 187(b)	R.1981 d.182	13 N.J.R. 333(b)
5:23-2.8	Manufactured homes	13 N.J.R. 717(a)	R.1982 d.7	14 N.J.R. 142(a)
5:23-2.38	Licensing	14 N.J.R. 734(a)	R.1982 d.436	14 N.J.R. 1449(a)
5:23-3	Uniform Construction Code	13 N.J.R. 121(a)	R.1981 d.132	13 N.J.R. 258(d)
5:23-3.2	Uniform Construction Code	13 N.J.R. 120(a)	R.1981 d.133	13 N.J.R. 258(c)
5:23-3.3	Uniform Construction Code interpretations	13 N.J.R. 561(a)	R.1981 d.454	13 N.J.R. 886(a)
5:23-3.3	Uniform Construction Code: Casino hotels	13 N.J.R. 561(b)	R.1981 d.455	13 N.J.R. 886(b)
5:23-3.9	Manufactured homes	13 N.J.R. 717(a)	R.1982 d.7	14 N.J.R. 142(a)
5:23-4.3	Temporary appointments of municipal code officials	13 N.J.R. 863(a)	R.1982 d.23	14 N.J.R. 142(b)
5:23-4.6	Manufactured homes	13 N.J.R. 717(a)	R.1982 d.7	14 N.J.R. 142(a)
5:23-4.8	Uniform Construction Code	13 N.J.R. 120(a)	R.1981 d.133	13 N.J.R. 258(c)
5:23-4.8	Interlocal Construction Code enforcement (recodified as 5:23-4.17(d))	14 N.J.R. 495(a)	R.1982 d.401	14 N.J.R. 1300(a)
5:23-4.8(c)	Now codified as 5:23-4.19	14 N.J.R. 456(a)	R.1982 d.220	14 N.J.R. 755(b)
5:23-4.8, 4.10	Manufactured homes	13 N.J.R. 717(a)	R.1982 d.7	14 N.J.R. 142(a)
5:23-4.10A	Manufactured homes	13 N.J.R. 717(a)	R.1982 d.42	14 N.J.R. 233(a)
5:23-4.10A	Recodified as 5:23-4.25A	14 N.J.R. 496(a)	R.1982 d.232	14 N.J.R. 834(e)
5:23-4.15, 4.26	Licensing	14 N.J.R. 734(a)	R.1982 d.436	14 N.J.R. 1449(a)
5:23-4.17, 4.20	UCC enforcing agency fees	14 N.J.R. 943(a)	R.1982 d.402	14 N.J.R. 1300(b)
5:23-4.19	Remitting of UCC training fees	14 N.J.R. 456(a)	R.1982 d.220	14 N.J.R. 755(b)
5:23-4.20	Uniform Construction Code: Periodic inspection fees	14 N.J.R. 1129(a)	R.1982 d.463	15 N.J.R. 32(a)
5:23-4.20	Correction: UCC periodic inspection fees	14 N.J.R. 1129(a)	R.1982 d.463	15 N.J.R. 84(a)
5:23-4.25A	Manufactured homes standards	14 N.J.R. 496(a)	R.1982 d.232	14 N.J.R. 834(e)
5:23-5.2	Uniform Construction Code	13 N.J.R. 119(a)	R.1981 d.134	13 N.J.R. 258(b)
5:23-5.2, 5.9, 5.11	Licensing	14 N.J.R. 734(a)	R.1982 d.436	14 N.J.R. 1449(a)
5:23-5.3, 5.5	Uniform Construction Code	13 N.J.R. 390(a)	R.1981 d.462	13 N.J.R. 885(d)
5:23-5.5	Uniform Construction Code	13 N.J.R. 635(a)	R.1981 d.463	13 N.J.R. 886(c)
5:23-5.5	Licensing of Code officials	13 N.J.R. 801(a)	R.1982 d.10	14 N.J.R. 143(b)
5:23-5.5	Fire subcode officials and construction licensing	14 N.J.R. 8(a)	R.1982 d.56	14 N.J.R. 234(a)
5:23-5.5,5.6,5.7	Code enforcement (provisional) licensees	13 N.J.R. 799(b)	R.1982 d.8	14 N.J.R. 143(a)
5:23-5.8, 5.9	Licensing of Code officials	13 N.J.R. 801(a)	R.1982 d.10	14 N.J.R. 143(b)
5:23-5.11	Code enforcement (provisional) licensees	13 N.J.R. 799(b)	R.1982 d.8	14 N.J.R. 143(a)
5:23-5.11	Uniform Construction Code	13 N.J.R. 119(a)	R.1981 d.134	13 N.J.R. 258(b)
5:24-1.3	Condominium and cooperative conversion	13 N.J.R. 70(a)	R.1981 d.131	13 N.J.R. 258(e)
5:24-1.3	Correction: Condominium and cooperative conversion	13 N.J.R. 70(a)	R.1981 d.131	13 N.J.R. 333(c)
5:24-1.4, 1.5, 1.12	Condominium and cooperative conversion	13 N.J.R. 392(a)	R.1981 d.354	13 N.J.R. 562(a)
5:24-2	Protected tenancy for disabled and seniors	13 N.J.R. 802(a)	R.1982 d.9	14 N.J.R. 144(a)
5:25-2.8	Restoration of builders' registrations	14 N.J.R. 9(a)	R.1982 d.55	14 N.J.R. 234(b)
5:25-3.1	New home warranty and mixed use property	13 N.J.R. 863(b)	R.1982 d.22	14 N.J.R. 145(a)
5:25-5.5	New home warranties and builders' registration	13 N.J.R. 187(c)	R.1981 d.181	13 N.J.R. 333(d)
5:25-5.5	Warranty coverage claims	14 N.J.R. 944(a)	R.1982 d.386	14 N.J.R. 1210(a)
5:26	Planned real estate development full disclosure	12 N.J.R. 631(b)	R.1981 d.130	13 N.J.R. 259(a)
5:26-2.4	Registration fees for planned developments	14 N.J.R. 609(a)	R.1982 d.260	14 N.J.R. 912(a)
5:26-2.4, 3.1, 10.5	Planned real estate development full disclosure	13 N.J.R. 474(a)	R.1981 d.365	13 N.J.R. 704(b)
5:27	Rooming and boarding houses	13 N.J.R. 393(a)	R.1981 d.359	13 N.J.R. 704(c)
5:27-1.6, 2.1	Multi-building rooming and boarding houses	14 N.J.R. 1075(a)	R.1982 d.422	14 N.J.R. 1365(a)
5:27-1.6, 3.2	Rooming and boarding houses and discrimination	13 N.J.R. 562(b)	R.1981 d.435	13 N.J.R. 842(e)
5:27-2.1, 4.8, 5.1-5.3, 5.8, 5.9	Fire safety in boarding house; safety improvement loans	14 N.J.R. 496(b)	R.1982 d.378	14 N.J.R. 1210(b)
5:27-3.5, 10.6	Boarding houses: Non-ambulatory residents; self-administration of medicine	14 N.J.R. 499(a)	R.1982 d.379	14 N.J.R. 1211(a)
5:27-5.1	Fire drills in rooming houses	14 N.J.R. 1248(a)	R.1982 d.490	15 N.J.R. 84(b)
5:27-5.3	Correction: Fire safety in boarding houses	14 N.J.R. 496(b)	R.1982 d.378	14 N.J.R. 1300(c)
5:27-12	Safety improvement loans	14 N.J.R. 496(b)	R.1982 d.378	14 N.J.R. 1210(b)
5:29	Petitions for rules	13 N.J.R. 259(b)	R.1981 d.242	13 N.J.R. 395(a)
5:30-1.11	Realized revenue analysis report	13 N.J.R. 475(a)	R.1981 d.381	13 N.J.R. 755(a)
5:30-3.3	"Dedication by rider" to local budgets	14 N.J.R. 301(a)	R.1982 d.186	14 N.J.R. 654(a)
5:30-3.4	Filing of municipal budget amendments	13 N.J.R. 188(a)	R.1981 d.216	13 N.J.R. 395(b)
5:30-9.2	Form of tax collection record	13 N.J.R. 121(b)	R.1981 d.122	13 N.J.R. 260(a)
5:30-9.3	Tax collector examination	13 N.J.R. 70(d)	R.1981 d.121	13 N.J.R. 260(b)
5:70	Congregate Housing Services Program	14 N.J.R. 609(b)	R.1982 d.272	14 N.J.R. 912(b)
5:71	County offices on aging	13 N.J.R. 395(c)	R.1981 d.356	13 N.J.R. 563(a)
5:80-4.1	NJHFA: Debarment and suspension	12 N.J.R. 385(a)	R.1981 d.255	13 N.J.R. 397(a)
5:90	Repealed: Urban Loan Authority rules	14 N.J.R. 558(a)	R.1982 d.288	14 N.J.R. 983(a)

(Title 5, Transmittal 16 dated March 19, 1981)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
EDUCATION—TITLE 6				
6:2-1.1, 1.2, 1.7-1.19	Filing appeals before State Board	14 N.J.R. 261(a)	R. 1982 d.268	14 N.J.R. 913(a)
6:11-3.3	Teacher certification fees	13 N.J.R. 8(b)	R. 1981 d.82	13 N.J.R. 191(a)
6:11-3.7	Revocation of teaching certificate	14 N.J.R. 73(a)	R. 1982 d.122	14 N.J.R. 383(d)
6:11-3.12, 4.7	County substitute certification: School nurse, athletic coach	14 N.J.R. 1010(a)	R. 1982 d.486	15 N.J.R. 84(c)
6:11-3.18	Teacher education and academic credentials	12 N.J.R. 452(e)	R. 1981 d.22	13 N.J.R. 123(b)
6:11-7	Repealed existing subchapter	14 N.J.R. 456(b)	R. 1982 d.269	14 N.J.R. 914(a)
6:11-7.1	State Approval of Teacher Education	14 N.J.R. 456(b)	R. 1982 d.269	14 N.J.R. 914(a)
6:20-2.3	Budget and cost distribution records	13 N.J.R. 333(c)	R. 1981 d.353	13 N.J.R. 563(b)
6:20-2.3	Program-oriented budgeting format	14 N.J.R. 309(a)	R. 1982 d.194	14 N.J.R. 654(b)
6:20-3.1	Building use charge by receiving districts	14 N.J.R. 499(b)	R. 1982 d.270	14 N.J.R. 914(b)
6:20-3.1	Correction: Operative date of building use charge	14 N.J.R. 499(b)	R. 1982 d.270	14 N.J.R. 978(b)
6:21-10.4	Private auto use for pupil transportation	13 N.J.R. 914(a)	R. 1982 d.121	14 N.J.R. 384(a)
6:22-1.14, 1.19	Inspection fees for school facilities	14 N.J.R. 74(a)	R. 1982 d.119	14 N.J.R. 384(b)
6:24-1.3	Format of petition for controversies and disputes	13 N.J.R. 190(a)	R. 1981 d.265	13 N.J.R. 397(b)
6:24-1.3	Correction: Petition format	13 N.J.R. 190(a)	R. 1981 d.265	13 N.J.R. 481(a)
6:28-5.10, 5.11, 6.10, 6.11	Approval of auxiliary services for private school students	14 N.J.R. 617(a)	R. 1982 d.316	14 N.J.R. 1054(a)
6:29-4.2	Tuberculosis testing	13 N.J.R. 914(b)	R. 1982 d.120	14 N.J.R. 385(a)
6:29-6.3	County substitute certification: Athletic coach	14 N.J.R. 1010(a)	R. 1982 d.486	15 N.J.R. 84(c)
6:29-8.1, 8.2	Hearing screening of pupils	14 N.J.R. 108(a)	R. 1982 d.195	14 N.J.R. 654(c)
6:30	Adult diploma requirements	13 N.J.R. 721(a)	R. 1982 d.39	14 N.J.R. 205(c)
6:44-6,-7	Recodified as 6:30	13 N.J.R. 721(a)	R. 1982 d.39	14 N.J.R. 205(c)
6:46-1.1	"Technical education" in local area districts	14 N.J.R. 9(b)	R. 1982 d.118	14 N.J.R. 385(b)
6:46-1.1-1.5	Local area vocational school districts	13 N.J.R. 635(b)	R. 1981 d.495	14 N.J.R. 41(c)
6:53	Vocational education safety standards	14 N.J.R. 619(a)	R. 1982 d.368	14 N.J.R. 1154(b)
6:66	Archives and history records management	13 N.J.R. 190(b)	R. 1981 d.202	13 N.J.R. 397(c)

(Title 6, Transmittal 17 dated November 10, 1980)

ENVIRONMENTAL PROTECTION—TITLE 7				
7:1A	Water Supply Bond Act loans	14 N.J.R. 10(a)	R. 1982 d.167	14 N.J.R. 573(c)
7:1A	Extension of application closing date	Public Notice	R. 1982 d.167	14 N.J.R. 1172(a)
7:1A-2.5, 2.12, 2.13	Water Supply Bond Act loans	14 N.J.R. 499(c)	R. 1982 d.281	14 N.J.R. 915(a)
7:1C-1.5	Fees for 90-day construction permits	13 N.J.R. 123(c)	R. 1981 d.187	13 N.J.R. 334(b)
7:1C-1.5	Maximum fees for waterfront development permits	13 N.J.R. 564(a)	R. 1981 d.473	13 N.J.R. 943(b)
7:1C-1.13	90-day construction permits	Procedural	R. 1981 d.48	13 N.J.R. 128(b)
7:7-2	Waterfront development permits	13 N.J.R. 73(c)	R. 1981 d.355	13 N.J.R. 564(b)
7:7A-1.13	Correction to Code: Wetlands maps	_____	_____	14 N.J.R. 1403(a)
7:7D-2.3, 2.5, 2.8	CAFRA procedural rules	13 N.J.R. 75(a)	R. 1981 d.267	13 N.J.R. 401(b)
7:7E	Coastal resource and development policies	13 N.J.R. 76(a)	R. 1981 d.186	13 N.J.R. 338(a)
7:7E	Coastal Management Program: "Routine implementation" determination	_____	_____	14 N.J.R. 1467(b)
7:7E-3.10, 3.30, 3.33, 3.37, 4.10, 4.11, 5.5	Coastal resources and development policies	13 N.J.R. 565(a)	R. 1982 d.114	14 N.J.R. 385(c)
7:7E-5.5	Correction: Coastal resources and development	13 N.J.R. 565(a)	R. 1982 d.114	14 N.J.R. 1155(a)
7:7E-7.2	Affordable housing and coastal development	13 N.J.R. 864(a)	R. 1982 d.31	14 N.J.R. 206(a)
7:7E-8.7, 8.16, 8.17	Coastal resources and development policies	13 N.J.R. 565(a)	R. 1982 d.114	14 N.J.R. 385(c)
7:7F	Shore Protection Program	14 N.J.R. 865(b)	R. 1982 d.421	14 N.J.R. 1365(b)
7:9-4, -5, -6	Water quality standards	12 N.J.R. 108(c)	R. 1981 d.80	13 N.J.R. 194(b)
7:9-8,-11,-14	Repealed	12 N.J.R. 108(c)	R. 1981 d.80	13 N.J.R. 194(b)
7:9-10.2, 10.3, 10.9	Pinelands and coastal area sewerage approval	14 N.J.R. 504(a)	R. 1982 d.298	14 N.J.R. 979(a)
7:9-10.4, 10.5, 10.6	One-year suspension of rules	14 N.J.R. 504(a)	R. 1982 d.298	14 N.J.R. 979(a)
7:9-13.3, 13.5, 13.6	Sewer extension ban	12 N.J.R. 639(b)	R. 1981 d.224	13 N.J.R. 402(a)
7:10-8	Repealed: See 7:18	13 N.J.R. 260(d)	R. 1981 d.279	13 N.J.R. 481(c)
7:11-2, -4	Water rate schedule: D and R, Spruce Run-Round Valley	14 N.J.R. 681(a)	R. 1982 d.455	14 N.J.R. 1449(b)
7:12-1.1, 1.3,	Condemnation of certain shellfish beds	13 N.J.R. 191(b)	R. 1981 d.190	13 N.J.R. 339(b)
7:12-1.2-1.5	Shellfish beds: Reclassification	14 N.J.R. 310(a)	R. 1982 d.182	14 N.J.R. 655(a)
7:12-1.3	Condemnation of certain shellfish areas	13 N.J.R. 566(a)	R. 1981 d.431	13 N.J.R. 755(b)
7:12-2	Shellfish waters condemnation	13 N.J.R. 191(b)	R. 1981 d.190	13 N.J.R. 339(b)
7:13-1.11	Flood plain delineation of Great Egg Harbor River	12 N.J.R. 506(a)	R. 1981 d.88	13 N.J.R. 194(d)
7:13-1.11	Flood plain delineation of Mullica River and tributaries	12 N.J.R. 506(b)	R. 1981 d.89	13 N.J.R. 194(e)
7:13-1.11	Flood hazard area delineations	12 N.J.R. 640(b)	R. 1981 d.144	13 N.J.R. 339(c)
7:13-1.11	Flood hazard area delineations	12 N.J.R. 640(a)	R. 1981 d.145	13 N.J.R. 340(a)
7:13-1.11	Delaware Basin floodway delineations	13 N.J.R. 805(a)	R. 1982 d.154	14 N.J.R. 472(b)
7:13-1.11	Floodway delineations along Tuckahoe River	13 N.J.R. 921(a)	R. 1982 d.155	14 N.J.R. 473(a)

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7:13-1.11	Floodway delineations in Hackensack basin	14 N.J.R. 19(a)	R. 1982 d. 156	14 N.J.R. 473(b)
7:13-1.11	Floodway delineations: Woodbridge and Rahway rivers	13 N.J.R. 920(a)	R. 1982 d. 157	14 N.J.R. 473(c)
7:13-1.11	Delineated streams along Upper Mullica River	14 N.J.R. 367(b)	R. 1982 d. 209	14 N.J.R. 755(c)
7:13-1.11	Delineated streams in Somerset County	14 N.J.R. 367(a)	R. 1982 d. 392	14 N.J.R. 1211(b)
7:13-1.11	Floodway delineations in Union County	14 N.J.R. 870(a)	R. 1982 d. 428	14 N.J.R. 1365(c)
7:13-1.11	Floodway delineations along Cedar Creek, Lacey Twp.	14 N.J.R. 683(a)	R. 1982 d. 430	14 N.J.R. 1365(d)
7:13-1.11	Floodway delineations along Big Timber Creek	14 N.J.R. 505(a)	R. 1982 d. 431	14 N.J.R. 1366(a)
7:13-1.11	Floodway delineation along Pond Run, Mercer County	14 N.J.R. 506(a)	R. 1982 d. 432	14 N.J.R. 1366(b)
7:13-1.11	Floodway delineations in Morris County	14 N.J.R. 870(b)	R. 1982 d. 453	14 N.J.R. 1451(a)
7:13-1.11	Floodway delineations in Essex County	14 N.J.R. 1027(a)	R. 1982 d. 478	15 N.J.R. 32(b)
7:14	Pollutant discharge and waste management	12 N.J.R. 569(f)	R. 1981 d. 84	13 N.J.R. 194(c)
7:14-2	Construction of wastewater treatment facilities	14 N.J.R. 75(a)	R. 1982 d. 338	14 N.J.R. 1155(b)
7:14-5, App. A	Statewide septage management	13 N.J.R. 124(a)	R. 1982 d. 82	14 N.J.R. 336(c)
7:14A	Conditions for users of DTW	12 N.J.R. 569(f)	R. 1981 d. 84	13 N.J.R. 194(c)
7:14A-1.8, 1.9, 2.1	Fee schedule for NJPDES permittees	14 N.J.R. 684(a)	R. 1982 d. 495	15 N.J.R. 85(a)
7:14A-4	Industrial waste management facilities	12 N.J.R. 569(f)	R. 1981 d. 373	13 N.J.R. 705(a)
7:14A-4.3	"Wastewater treatment unit" defined	14 N.J.R. 506(b)	R. 1982 d. 310	14 N.J.R. 1054(b)
7:14A-11, 13.1	Hazardous waste management	13 N.J.R. 724(a)	R. 1982 d. 97	14 N.J.R. 338(a)
7:14A-13.4	Pollutant discharge and waste management	13 N.J.R. 89(a)	R. 1981 d. 214	13 N.J.R. 403(a)
7:17	Hard clam depuration pilot plant program	12 N.J.R. 253(a)	R. 1981 d. 56	13 N.J.R. 194(a)
7:18	Laboratory certification and standards of performance	13 N.J.R. 260(d)	R. 1981 d. 279	13 N.J.R. 481(c)
7:19	Water diversion and water supply allocation permits	13 N.J.R. 639(a)	R. 1981 d. 488	14 N.J.R. 42(a)
7:19-3	Water diversion fees for non-growing use	14 N.J.R. 459(a)	R. 1982 d. 239	14 N.J.R. 834(f)
7:21	Water policy and supply council	Organizational	R. 1981 d. 366	13 N.J.R. 705(b)
7:22	Natural Resources Bond Fund	13 N.J.R. 481(d)	R. 1981 d. 456	13 N.J.R. 886(d)
7:23-2	Flood control bond grants	13 N.J.R. 192(a)	R. 1981 d. 223	13 N.J.R. 403(b)
7:24	Dam restoration grants	13 N.J.R. 9(a)	R. 1981 d. 104	13 N.J.R. 195(b)
7:25 4.6	Nongame and exotic wildlife inspection	13 N.J.R. 806(a)	R. 1981 d. 513	14 N.J.R. 102(a)
7:25-5	Game Code	13 N.J.R. 262(a)	R. 1981 d. 253	13 N.J.R. 403(c)
7:25-5	1982-83 Game Code	14 N.J.R. 402(b)	R. 1982 d. 212	14 N.J.R. 755(d)
7:25-5.13, 5.28, 5.29	1982-83 Game Code changes	14 N.J.R. 871(a)	R. 1982 d. 351	14 N.J.R. 1158(a)
7:25-6	1982-1983 Fish Code	13 N.J.R. 483(a)	R. 1981 d. 470	13 N.J.R. 887(a)
7:25-6	1983 Fish Code	14 N.J.R. 872(a)	R. 1982 d. 429	14 N.J.R. 1366(c)
7:25-7.2	Oyster seed beds recodification	13 N.J.R. 193(a)	R. 1981 d. 189	13 N.J.R. 340(b)
7:25-7.10	Taking of oysters	13 N.J.R. 125(a)	R. 1981 d. 199	13 N.J.R. 403(d)
7:25-7.10	Senior citizen's oyster license	14 N.J.R. 629(a)	R. 1982 d. 337	14 N.J.R. 1158(b)
7:25-7.13	Crab dredging	13 N.J.R. 125(b)	R. 1981 d. 200	13 N.J.R. 404(a)
7:25-9.2	Hard clam harvest penalties	13 N.J.R. 404(b)	R. 1981 d. 362	13 N.J.R. 706(a)
7:25-9.4	Bay scallops	13 N.J.R. 126(a)	R. 1981 d. 256	13 N.J.R. 404(c)
7:25-12.1	Sea clam harvesting (emergency adoption)	Emergency	R. 1981 d. 448	13 N.J.R. 843(a)
7:25-12.1	Harvest of sea clams	13 N.J.R. 613(a)	R. 1981 d. 486	13 N.J.R. 943(c)
7:25-12.1	1982 sea clam harvest limits	Emergency	R. 1982 d. 80	14 N.J.R. 288(a)
7:25-12.1	Sea clam harvest	14 N.J.R. 881(a)	R. 1982 d. 393	14 N.J.R. 1213(a)
7:25-14	Atlantic Coast crabbing	13 N.J.R. 262(b)	R. 1981 d. 299	13 N.J.R. 546(a)
7:25-14.8-14.10	Crab harvesting	13 N.J.R. 645(a)	R. 1982 d. 169	14 N.J.R. 578(a)
7:25-15.1	Hard clam relay program	13 N.J.R. 645(b)	R. 1982 d. 117	14 N.J.R. 387(a)
7:25-15.1	Relay of hard clams	Emergency	R. 1982 d. 309	14 N.J.R. 1055(a)
7:25-15.1	Readopted: Relay of hard clams	14 N.J.R. 1055(a)	R. 1982 d. 411	14 N.J.R. 1300(d)
7:25-16.1	Upstream line revisions	13 N.J.R. 484(a)	R. 1981 d. 469	13 N.J.R. 887(b)
7:25-16.1	Upstream fishing lines	14 N.J.R. 882(a)	R. 1982 d. 454	14 N.J.R. 1451(b)
7:25-21	Terrapin	13 N.J.R. 126(b)	R. 1981 d. 198	13 N.J.R. 405(a)
7:25A-1.1	Emergency: Oyster dredging license moratorium	Emergency	R. 1981 d. 94	13 N.J.R. 195(a)
7:25A-1.1, 1.2	Oyster dredging licenses	13 N.J.R. 192(b)	R. 1981 d. 188	13 N.J.R. 340(c)
7:25A-2.1-2.7	Oyster management in Delaware Bay	13 N.J.R. 192(c)	R. 1981 d. 197	13 N.J.R. 405(b)
7:25A-3.1	Oyster seed beds recodification	13 N.J.R. 193(a)	R. 1981 d. 189	13 N.J.R. 340(b)
7:25A-3.1	1982 seed oyster season	14 N.J.R. 264(a)	R. 1982 d. 148	14 N.J.R. 426(b)
7:25A-18A	Fisheries closures and advisories on certain species	Emergency	R. 1982 d. 477	15 N.J.R. 39(a)
7:26-1	Solid waste administration	12 N.J.R. 511(a)	R. 1981 d. 281	13 N.J.R. 484(b)
7:26-1	Hazardous waste management	12 N.J.R. 511(a)	R. 1981 d. 370	13 N.J.R. 706(b)
7:26-1.1	Pollutant discharge and waste management	12 N.J.R. 569(f)	R. 1981 d. 84	13 N.J.R. 194(c)
7:26-1.1, 1.4, 1.7, 2.14, 3.8, 5.5	Hazardous waste management	14 N.J.R. 1138(a)	R. 1982 d. 433	14 N.J.R. 1367(a)
7:26-1.4	Hazardous waste management	13 N.J.R. 567(a)	R. 1982 d. 324	14 N.J.R. 1089(d)
7:26-1.8	Hazardous waste management	13 N.J.R. 724(a)	R. 1982 d. 97	14 N.J.R. 338(a)
7:26-3.2, 4.7	Solid waste collection and haulage	Procedural	R. 1981 d. 49	13 N.J.R. 129(a)
7:26-4.7	Registration of hazardous waste collector/haulers	14 N.J.R. 368(a)	R. 1982 d. 289	14 N.J.R. 979(b)
7:26-6	Interdistrict and intradistrict solid waste flow	14 N.J.R. 1027(b)	R. 1982 d. 434	14 N.J.R. 1368(a)

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7:26-6	Correction: Interdistrict and intradistrict solid waste flow	14 N.J.R. 1027(b)	R. 1982 d.434	15 N.J.R. 32(c)
7:26-7, -8	Solid waste administration	12 N.J.R. 511(a)	R. 1981 d.281	13 N.J.R. 484(b)
7:26-7.4	Hazardous waste management	13 N.J.R. 567(a)	R. 1982 d.324	14 N.J.R. 1089(d)
7:26-7.4, 7.5, 7.7, 8.13, 8.15	Waste oil management as hazardous material	14 N.J.R. 20(a)	R. 1982 d.494	15 N.J.R. 88(a)
7:26-7.6, 8.16, 9.1, 9.5, 9.9	Hazardous waste management	14 N.J.R. 1138(a)	R. 1982 d.433	14 N.J.R. 1367(a)
7:26-9	Hazardous waste management	12 N.J.R. 511(a)	R. 1981 d.370	13 N.J.R. 706(b)
7:26-9.1, 9.2, 9.4,-10, 11.2, 11.3, 11.5, 11.7, 12.1, 12.2	Hazardous waste management	13 N.J.R. 567(a)	R. 1982 d.324	14 N.J.R. 1089(d)
7:26-11, -12	Hazardous waste management	12 N.J.R. 511(a)	R. 1981 d.370	13 N.J.R. 706(b)
7:26-12.2	Hazardous waste management	13 N.J.R. 724(a)	R. 1982 d.97	14 N.J.R. 338(a)
7:26-14	Resource recovery grants	13 N.J.R. 9(a)	R. 1981 d.184	13 N.J.R. 340(d)
7:26-15	Recycling of municipal solid waste (joint adoption, see 14A:3-15)	13 N.J.R. 865(a)	R. 1982 d.32	14 N.J.R. 206(b)
7:27-2	Control and prohibition of open burning	12 N.J.R. 690(a)	R. 1981 d.135	13 N.J.R. 264(a)
7:27-9	Sulfur in fuels	13 N.J.R. 870(a)	R. 1982 d.456	14 N.J.R. 1452(a)
7:27-10	Sulfur in coal	12 N.J.R. 571(a)	R. 1981 d.185	13 N.J.R. 341(a)
7:27-16	Air pollution control: Volatile organic substances	13 N.J.R. 127(a)	R. 1982 d.3	14 N.J.R. 145(b)
7:28-24	Licensing of nuclear medicine technologists	14 N.J.R. 507(a)	R. 1982 d.457	14 N.J.R. 1455(a)
7:28-41	Mercury vapor lamps	13 N.J.R. 9(b)	R. 1981 d.464	13 N.J.R. 887(c)
7:29B	Noise measurement	13 N.J.R. 127(b)	R. 1982 d.81	14 N.J.R. 339(a)
7:30-1, -2, -4, -8	State Pesticide Control Code	14 N.J.R. 787(a)	R. 1982 d.435	14 N.J.R. 1385(a)
7:36-3.1	Green Acres reimbursement	14 N.J.R. 461(a)	R. 1982 d.231	14 N.J.R. 835(a)
7:38-1.17	Wild and scenic rivers addition	13 N.J.R. 568(a)	R. 1982 d.2	14 N.J.R. 147(a)
7:50	Pinelands Comprehensive Management Plan	12 N.J.R. 513(b)	R. 1981 d.13	13 N.J.R. 91(e)
7:50	Pinelands management	13 N.J.R. 569(a)	R. 1982 d.131	14 N.J.R. 388(a)
7:50	Pinelands Comprehensive Management Plan and Sunset Provision	Public Notice	_____	14 N.J.R. 1102(b)

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8:13-2.1, 2.3, 2.4, 2.7-2.9, 2.11, 2.13-2.15	Soft-shell clam depuration	14 N.J.R. 415(a)	R. 1982 d.241	14 N.J.R. 835(b)
8:21-3.23	Legal animal repellants	14 N.J.R. 79(a)	R. 1982 d.123	14 N.J.R. 389(a)
8:21-3.24	Ingredients for human self-defense sprays	14 N.J.R. 1029(a)	R. 1982 d.451	14 N.J.R. 1456(a)
8:21-10	Designated fluid milk products	12 N.J.R. 643(c)	R. 1980 d.539	13 N.J.R. 13(f)
8:22-1	State Sanitary Code—Campgrounds	13 N.J.R. 130(a)	R. 1981 d.161	13 N.J.R. 342(a)
8:22-2	Repeal mobile home park rules	12 N.J.R. 577(d)	R. 1980 d.499	13 N.J.R. 13(c)
8:25-6.12	Youth camp certification fees	14 N.J.R. 1191(a)	R. 1982 d.476	15 N.J.R. 33(a)
8:30	Expiration date	13 N.J.R. 265(a)	R. 1981 d.283	13 N.J.R. 485(b)
8:30	Long-term care facilities	14 N.J.R. 417(a)	R. 1982 d.205	14 N.J.R. 709(b)
8:31-22.1	Doctors' offices in medical facilities	13 N.J.R. 807(a)	R. 1982 d.273	14 N.J.R. 915(b)
8:31-23.1	Parking garage standards	13 N.J.R. 807(b)	R. 1982 d.274	14 N.J.R. 916(a)
8:31-24.1	Hospital personnel housing	13 N.J.R. 808(a)	R. 1982 d.275	14 N.J.R. 916(b)
8:31-26.4	Child abuse and neglect	13 N.J.R. 12(a)	R. 1981 d.157	13 N.J.R. 342(b)
8:31-26.4	Correction: Child abuse reporting	13 N.J.R. 12(a)	R. 1981 d.157	13 N.J.R. 756(a)
8:31-27	Megavoltage radiation (recodified as 8:33I)	13 N.J.R. 406(b)	R. 1981 d.406	13 N.J.R. 756(b)
8:31-28.1, 28.3	Need and designation of regional services	12 N.J.R. 515(a)	R. 1980 d.528	13 N.J.R. 13(d)
8:31-30.1	Plan Review Fee multiplier	13 N.J.R. 265(b)	R. 1981 d.284	13 N.J.R. 486(a)
8:31A-7	1982 SHARE regulations	13 N.J.R. 266(a)	R. 1981 d.325	13 N.J.R. 571(c)
8:31A-7	SHARE Manual: 1983 rate review guidelines	14 N.J.R. 887(a)	R. 1982 d.452	14 N.J.R. 1456(b)
8:31A-9.2	Correction to Code: SHARE Manual	10 N.J.R. 534(c)	R. 1979 d.25	14 N.J.R. 44(a)
8:31A-10.1	Mobile unit rate guidelines	13 N.J.R. 647(a)	R. 1982 d.38	14 N.J.R. 208(a)
8:31B-2.2, 2.4	Uniform Bill-Patient Summary (Inpatient)	13 N.J.R. 410(a)	R. 1981 d.404	13 N.J.R. 756(c)
8:31B-3	Hospital procedural and methodological regulations	12 N.J.R. 515(b)	R. 1980 d.455	12 N.J.R. 645(c)
8:31B-3	Procedural and methodological regulations	13 N.J.R. 486(b)	R. 1981 d.494	14 N.J.R. 45(a)
8:31B-3	Nursing Management Report: RIM Methodology	14 N.J.R. 737(a)	R. 1982 d.427	15 N.J.R. 43(a)
8:31B-3	Hospital rate setting: RIM and other 1983 changes	14 N.J.R. 737(a)	R. 1982 d.427	14 N.J.R. 1389(a)
8:31B-3.20D	Rate of return: For-profit hospitals	13 N.J.R. 266(b)	R. 1981 d.290	13 N.J.R. 486(c)
8:31B-4	Hospital financial elements and reporting regulations	12 N.J.R. 516(a)	R. 1980 d.453	12 N.J.R. 645(a)
8:31B-4.44, 4.66	1983 Financial Elements and Reporting	14 N.J.R. 946(b)	R. 1982 d.449	14 N.J.R. 1457(a)
8:31B-4.62	Excluded health care services	12 N.J.R. 643(d)	R. 1981 d.10	13 N.J.R. 92(a)
8:31B-5.1, 5.2, 5.3	Diagnostic related groups	13 N.J.R. 726(b)	R. 1982 d.27	14 N.J.R. 147(b)

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8:31B-6.1-6.5	Mobile unit rate guidelines	13 N.J.R. 647(a)	R. 1982 d.38	14 N.J.R. 208(a)
8:33	Certificate of Need application changes	13 N.J.R. 267(a)	R. 1981 d.296	13 N.J.R. 487(b)
8:33D-1.3	Regional hemophilia care centers	13 N.J.R. 727(a)	R. 1982 d.26	14 N.J.R. 147(c)
8:33E-1.1	Cardiac diagnostic facilities	13 N.J.R. 649(a)	R. 1982 d.24	14 N.J.R. 147(d)
8:33E-2.2	Cardiac surgical centers	13 N.J.R. 651(a)	R. 1982 d.25	14 N.J.R. 147(e)
8:33F-1.1-1.4, 1.6, 1.7	Regional end-stage renal services	13 N.J.R. 922(b)	R. 1982 d.143	14 N.J.R. 426(c)
8:33G	Certificate of Need reviews: CT scanners	13 N.J.R. 487(c)	R. 1981 d.472	13 N.J.R. 944(a)
8:33H-3.3	Medicare and Medicaid beds in long-term care	14 N.J.R. 191(a)	R. 1982 d.180	14 N.J.R. 578(b)
8:33I	Megavoltage radiation units (recodified from 8:31-27)	13 N.J.R. 406(b)	R. 1981 d.406	13 N.J.R. 756(b)
8:37	Expiration date	13 N.J.R. 265(a)	R. 1981 d.283	13 N.J.R. 485(b)
8:37	Intermediate care facilities	14 N.J.R. 417(a)	R. 1982 d.205	14 N.J.R. 709(b)
8:39-Foreword	Long-term care facilities	14 N.J.R. 417(a)	R. 1982 d.205	14 N.J.R. 709(b)
8:39-1	Foreword: Amend operational dates	13 N.J.R. 265(a)	R. 1981 d.283	13 N.J.R. 485(b)
8:39-1.1	Long term care standards	13 N.J.R. 268(a)	R. 1981 d.285	13 N.J.R. 495(a)
8:39-1.1, 1.16-1.21	Long-term care facilities: Licensure standards	14 N.J.R. 193(a)	R. 1982 d.146	14 N.J.R. 427(a)
8:39-1.33	LTC facilities: Construction standards	13 N.J.R. 809(a)	R. 1982 d.276	14 N.J.R. 916(c)
8:39-1.34	LTC facilities: Additional standards	13 N.J.R. 809(b)	R. 1982 d.277	14 N.J.R. 916(d)
8:39-1.35	Operational dates	13 N.J.R. 265(a)	R. 1981 d.283	13 N.J.R. 485(b)
8:39-1.35	Long-term care facilities	14 N.J.R. 417(a)	R. 1982 d.205	14 N.J.R. 709(b)
8:42-1.8	Child abuse and neglect	13 N.J.R. 12(a)	R. 1981 d.157	13 N.J.R. 342(b)
8:42-2	Readopted: Inpatient drug treatment facilities	14 N.J.R. 812(a)	R. 1982 d.391	14 N.J.R. 1214(a)
8:42A	Alcoholism treatment facilities	13 N.J.R. 217(b)	R. 1981 d.236	13 N.J.R. 411(a)
8:43-2.13	Licensure of Residential Health Care Facilities	12 N.J.R. 644(a)	R. 1980 d.529	13 N.J.R. 13(e)
8:43-3.3, 3.20, 3.22	Residential health care standards	13 N.J.R. 268(b)	R. 1981 d.297	13 N.J.R. 495(b)
8:43-3.22	Residential health care: Fire protection	13 N.J.R. 495(c)	R. 1981 d.402	13 N.J.R. 756(d)
8:43-3.22	Fire safety in residential care homes	14 N.J.R. 194(a)	R. 1982 d.145	14 N.J.R. 427(b)
8:43-4.13, 4.14	Residential health care standards	13 N.J.R. 268(b)	R. 1981 d.297	13 N.J.R. 495(b)
8:43-6.9	Licensure of Residential Health Care Facilities	12 N.J.R. 644(a)	R. 1980 d.529	13 N.J.R. 13(e)
8:43A-2.1, 2.2	Ambulatory care facilities: Construction standards	13 N.J.R. 810(a)	R. 1982 d.278	14 N.J.R. 916(e)
8:43A-3.1	Child abuse and neglect	13 N.J.R. 12(a)	R. 1981 d.157	13 N.J.R. 342(b)
8:43A-9.4, 9.7, 9.11	Drug abuse treatment centers	14 N.J.R. 529(a)	R. 1982 d.390	14 N.J.R. 1214(b)
8:43B-1.13	Child abuse and neglect	13 N.J.R. 12(a)	R. 1981 d.157	13 N.J.R. 342(b)
8:43B-3.1, 3.1A	Hospital construction standards	13 N.J.R. 811(a)	R. 1982 d.279	14 N.J.R. 916(f)
8:43B-15.12, 15.12A	Renal dialysis services: Construction standards	13 N.J.R. 812(a)	R. 1982 d.280	14 N.J.R. 917(a)
8:45-1.3	Licensure of clinical laboratories	13 N.J.R. 653(a)	R. 1981 d.493	14 N.J.R. 45(b)
8:57-1.1-1.18	Reportable disease rules	12 N.J.R. 577(e)	R. 1980 d.498	13 N.J.R. 13(b)
8:57-4.5, 4.10, 4.12, 4.13, 4.15, 4.16	Immunization of pupils in school	13 N.J.R. 738(a)	R. 1981 d.502	14 N.J.R. 45(c)
8:65-7.8	CDS prescription filling requirements	13 N.J.R. 130(b)	R. 1981 d.452	13 N.J.R. 845(a)
8:65-7.10	CDS: Prescriptions in LTCF's	13 N.J.R. 130(c)	R. 1981 d.453	13 N.J.R. 845(b)
8:65-7.14, 7.18	Controlled dangerous substances	14 N.J.R. 195(a)	R. 1982 d.124	14 N.J.R. 389(b)
8:65-8.7	Controlled dangerous substances	13 N.J.R. 131(a)	R. 1981 d.238	13 N.J.R. 411(b)
8:65-10.1, 10.2	Controlled dangerous substances	Emergency	R. 1981 d.50	13 N.J.R. 132(b)
8:65-10.1, 10.2	Rescheduling of methaqualone	14 N.J.R. 1029(b)	R. 1982 d.450	14 N.J.R. 1457(b)
8:65-10.1, 10.3, 10.4	Controlled dangerous substances	14 N.J.R. 195(a)	R. 1982 d.124	14 N.J.R. 389(b)
8:65-10.4, 10.8	Controlled dangerous substances	Emergency	R. 1981 d.50	13 N.J.R. 132(b)
8:71	Interchangeable drug products	12 N.J.R. 465(a)	R. 1980 d.454	12 N.J.R. 645(b)
8:71	Interchangeable drug products	12 N.J.R. 516(b)	R. 1981 d.25	13 N.J.R. 131(b)
8:71	Interchangeable drug products	12 N.J.R. 465(b)	R. 1981 d.26	13 N.J.R. 131(c)
8:71	Interchangeable drug products	Emergency	R. 1981 d.27	13 N.J.R. 132(a)
8:71	Interchangeable drug products	12 N.J.R. 644(b)	R. 1981 d.81	13 N.J.R. 217(d)
8:71	Interchangeable drug product list	13 N.J.R. 269(a)	R. 1981 d.364	13 N.J.R. 706(c)
8:71	Interchangeable drug list	12 N.J.R. 644(b)	R. 1981 d.405	13 N.J.R. 757(a)
8:71	List of interchangeable drugs	13 N.J.R. 354(a)	R. 1981 d.403	13 N.J.R. 757(b)
8:71	Interchangeable drug products	13 N.J.R. 654(a)	R. 1981 d.503	14 N.J.R. 45(d)
8:71	Correction: Generic drug list	13 N.J.R. 654(a)	R. 1981 d.503	14 N.J.R. 102(b)
8:71	Generic drug list additions	13 N.J.R. 217(c)	R. 1982 d.58	14 N.J.R. 235(a)
8:71	Amitriptyline addition	14 N.J.R. 22(b)	R. 1982 d.106	14 N.J.R. 342(a)
8:71	Generic drug list additions	14 N.J.R. 22(a)	R. 1982 d.115	14 N.J.R. 389(c)
8:71	Additions to generic drug list	14 N.J.R. 22(a)	R. 1982 d.197	14 N.J.R. 655(b)
8:71	Additions to generic drug list	14 N.J.R. 369(a)	R. 1982 d.240	14 N.J.R. 836(a)
8:71	Correction: Generic drug list	14 N.J.R. 369(a)	R. 1982 d.240	14 N.J.R. 980(a)
8:71	Generic drug list changes	14 N.J.R. 22(a)	R. 1982 d.371	14 N.J.R. 1159(a)
8:71	Generic drug list changes	13 N.J.R. 645(a)	R. 1982 d.372	14 N.J.R. 1159(b)

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8:71	Generic drug list changes	14 N.J.R. 369(a)	R. 1982 d. 373	14 N.J.R. 1160(a)
8:71	Generic drug list changes	14 N.J.R. 690(a)	R. 1982 d. 374	14 N.J.R. 1160(b)
8:71	Generic drug list changes	14 N.J.R. 690(a)	R. 1982 d. 426	14 N.J.R. 1392(a)
8:71	Correction: Generic drug list	14 N.J.R. 690(a)	R. 1982 d. 426	15 N.J.R. 33(b)
8:71	Generic drug list additions	14 N.J.R. 888(a)	R. 1982 d. 488	15 N.J.R. 90(a)
8:71	Generic drug list additions	14 N.J.R. 690(a)	R. 1982 d. 489	15 N.J.R. 91(a)

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HIGHER EDUCATION—TITLE 9

9:1-6.1, 6.4	Petitions from out-of-state institutions	14 N.J.R. 372(a)	R. 1982 d. 219	14 N.J.R. 756(a)
9:2-2.25	Mandatory retirement at State colleges	14 N.J.R. 947(a)	R. 1982 d. 444	14 N.J.R. 1458(a)
9:2-13.1-13.12	State college auxiliary organizations	14 N.J.R. 1141(a)	R. 1982 d. 493	15 N.J.R. 91(b)
9:4-1.5	County colleges: Chargebacks to sending counties	14 N.J.R. 690(b)	R. 1982 d. 335	14 N.J.R. 1099(a)
9:4-3.1, 3.10	County college annual audit	14 N.J.R. 318(a)	R. 1982 d. 218	14 N.J.R. 757(a)
9:11-1	Educational Opportunity Fund Program	14 N.J.R. 691(a)	R. 1982 d. 385	14 N.J.R. 1214(c)
9:12-1, -2	Educational Opportunity Fund Program	14 N.J.R. 691(a)	R. 1982 d. 385	14 N.J.R. 1214(c)

(Title 9, Transmittal 17 dated June 21, 1982)

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10:4	Group homes and community relations	14 N.J.R. 1192(a)	R. 1982 d. 475	15 N.J.R. 33(c)
10:38	Interim Assistance Procedures Manual	13 N.J.R. 220(d)	R. 1981 d. 225	13 N.J.R. 412(c)
10:49-1.2	Amend recipient controls	12 N.J.R. 274(a)	R. 1980 d. 549	13 N.J.R. 100(c)
10:49-1.2	Medicaid ID: Special Status Card	14 N.J.R. 418(a)	R. 1982 d. 261	14 N.J.R. 917(b)
10:49-1.3	Provider participation	13 N.J.R. 496(c)	R. 1981 d. 393	13 N.J.R. 758(c)
10:49-1.3, 1.4	Nurse-midwife services	14 N.J.R. 889(a)	R. 1982 d. 415	14 N.J.R. 1393(a)
10:49-1.5	Amend recipient controls	12 N.J.R. 274(a)	R. 1980 d. 549	13 N.J.R. 100(c)
10:49-1.5	Record keeping by providers	12 N.J.R. 520(b)	R. 1981 d. 329	13 N.J.R. 574(b)
10:49-1.7	Utilization of insurance benefits	12 N.J.R. 187(c)	R. 1981 d. 123	13 N.J.R. 272(a)
10:49-1.9	Out-of-State hospital care	13 N.J.R. 654(b)	R. 1982 d. 52	14 N.J.R. 235(b)
10:49-1.13, 1.14	Providers using management agencies	13 N.J.R. 272(b)	R. 1981 d. 246	13 N.J.R. 412(d)
10:49-1.17	Suspension of provider from Medicaid program	12 N.J.R. 581(a)	R. 1980 d. 501	13 N.J.R. 17(a)
10:49-1.17	Suspended providers	13 N.J.R. 222(a)	R. 1981 d. 315	13 N.J.R. 574(c)
10:49-1.17	Provider participation	13 N.J.R. 496(c)	R. 1981 d. 393	13 N.J.R. 758(c)
10:49-1.26	Patient certification	13 N.J.R. 413(a)	R. 1981 d. 331	13 N.J.R. 575(a)
10:49-1.27	Final audits	13 N.J.R. 133(c)	R. 1981 d. 114	13 N.J.R. 273(a)
10:49-5.3, 5.4	Recipient fair hearings	12 N.J.R. 581(b)	R. 1980 d. 512	13 N.J.R. 17(f)
10:49-5.6	Recipient fair hearings	12 N.J.R. 581(b)	R. 1980 d. 512	13 N.J.R. 17(f)
10:49-6.5	Medicaid: Payment recovery from estates	14 N.J.R. 80(a)	R. 1982 d. 147	14 N.J.R. 427(c)
10:49-6.8	Compromising claims	12 N.J.R. 582(a)	R. 1980 d. 502	13 N.J.R. 17(b)
10:50	Patient certification	13 N.J.R. 413(a)	R. 1981 d. 331	13 N.J.R. 575(a)
10:50-2.7	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d. 250	13 N.J.R. 418(a)
10:51	Patient certification	13 N.J.R. 413(a)	R. 1981 d. 331	13 N.J.R. 575(a)
10:51-1	Pharmacy Manual: Appendices B, C, and D	14 N.J.R. 1142(a)	R. 1982 d. 458	14 N.J.R. 1458(b)
10:51-1.13, 1.14	Emergency amend "Less than effective" drugs	Emergency	R. 1981 d. 476	13 N.J.R. 945(a)
10:51-1.13, 1.14	"Less than effective" drugs: Reimbursement	13 N.J.R. 873(a)	R. 1982 d. 28	14 N.J.R. 158(a)
10:51-1.17	Legend drug dispensing fee	13 N.J.R. 575(c)	R. 1981 d. 411	13 N.J.R. 758(d)
10:51-1.19	Emergency amendment: "Less than effective" drugs	Emergency	R. 1981 d. 476	13 N.J.R. 945(a)
10:51-1.19	"Less than effective" drugs: Reimbursement	13 N.J.R. 873(a)	R. 1982 d. 28	14 N.J.R. 158(a)
10:51-1(App. B, D)	Pharmaceutical Services Manual	13 N.J.R. 134(a)	R. 1981 d. 124	13 N.J.R. 274(a)
10:51-1(App. B, D)	Non-legend drugs and legend services	13 N.J.R. 739(a)	R. 1981 d. 505	14 N.J.R. 46(a)
10:51-1(App. E)	Pharmacy Manual: Protein replacements	14 N.J.R. 418(b)	R. 1982 d. 211	14 N.J.R. 757(b)
10:51-2	Pharmacy Manual billing procedures	13 N.J.R. 274(b)	R. 1981 d. 247	13 N.J.R. 415(a)
10:51-2.6	Reporting chemotherapy injectable drugs	14 N.J.R. 813(a)	R. 1982 d. 340	14 N.J.R. 1161(a)
10:51-3	Pharmaceutical services in LTC facilities	13 N.J.R. 415(b)	R. 1981 d. 344	13 N.J.R. 577(a)
10:51-3.15	Capitation of fee for legend drugs dispensed by LTC pharmacy providers	13 N.J.R. 577(b)	R. 1981 d. 465	13 N.J.R. 887(d)
10:51-4.5	Repeal payments for pharmaceutical consultants	12 N.J.R. 410(a)	R. 1981 d. 101	13 N.J.R. 228(c)
10:51-5.16, 5.19	"Less than effective" drugs: Reimbursement	13 N.J.R. 873(a)	R. 1982 d. 28	14 N.J.R. 158(a)
10:51-5.28-5.33	Pharmaceutical Assistance to the Aged	13 N.J.R. 289(a)	R. 1981 d. 248	13 N.J.R. 415(c)
10:52	Hospital and special hospital manuals	13 N.J.R. 416(a)	R. 1981 d. 327	13 N.J.R. 578(a)
10:52-1.1	Professional Standards Review Organization	12 N.J.R. 661(c)	R. 1981 d. 51	13 N.J.R. 147(c)
10:52-1.1	Nurse-midwife services	14 N.J.R. 889(a)	R. 1982 d. 415	14 N.J.R. 1393(a)
10:52-1.3	Non-covered hospital services	13 N.J.R. 14(d)	R. 1981 d. 126	13 N.J.R. 291(a)
10:52-1.3	Surgical procedures requiring second opinion	13 N.J.R. 292(a)	R. 1982 d. 73	14 N.J.R. 278(c)
10:52-1.3	Second opinion requirement on certain surgery	14 N.J.R. 1143(a)	R. 1982 d. 459	14 N.J.R. 1458(c)
10:52-1.4	Professional Standards Review Organization	12 N.J.R. 661(c)	R. 1981 d. 51	13 N.J.R. 147(c)
10:52-1.9	Out-of-State hospital care	13 N.J.R. 654(b)	R. 1982 d. 52	14 N.J.R. 235(b)
10:52-1.17	Out-of-State inpatient hospital services	13 N.J.R. 15(a)	R. 1981 d. 162	13 N.J.R. 358(b)
10:52-1.17	Correction: Out-of-State hospital services	13 N.J.R. 15(a)	R. 1981 d. 162	13 N.J.R. 416(b)

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10:52-1.18	Out-of-State hospital services	13 N.J.R. 359(a)	R. 1981 d.293	13 N.J.R. 497(a)
10:52-2.2	Uniform billing of hospital services	13 N.J.R. 93(a)	R. 1982 d.13	14 N.J.R. 158(b)
10:52-2.8A	Outpatient dental services	13 N.J.R. 416(c)	R. 1981 d.479	13 N.J.R. 946(a)
10:52-2.13	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:52-3.6	Outpatient dental services	13 N.J.R. 416(c)	R. 1981 d.479	13 N.J.R. 946(a)
10:53	Hospital and special hospital manuals	13 N.J.R. 416(a)	R. 1981 d.327	13 N.J.R. 578(a)
10:53-1.1	Professional Standards Review Organization	12 N.J.R. 661(c)	R. 1981 d.51	13 N.J.R. 147(c)
10:53-1.3	Surgical procedures requiring second opinion	13 N.J.R. 292(a)	R. 1982 d.73	14 N.J.R. 278(c)
10:53-1.3	Second opinion requirement	14 N.J.R. 1143(a)	R. 1982 d.459	14 N.J.R. 1458(c)
10:53-1.4	Professional Standards Review Organization	12 N.J.R. 661(c)	R. 1981 d.51	13 N.J.R. 147(c)
10:53-2.18	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:54-1	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:54-1.2	Routine chest X rays	13 N.J.R. 94(a)	R. 1981 d.125	13 N.J.R. 292(b)
10:54-1.2	Surgical procedures requiring second opinion	13 N.J.R. 292(a)	R. 1982 d.73	14 N.J.R. 278(c)
10:54-1.2	Second opinion requirement	14 N.J.R. 1143(a)	R. 1982 d.459	14 N.J.R. 1458(c)
10:54-1.3	Record keeping by providers	12 N.J.R. 520(b)	R. 1981 d.329	13 N.J.R. 574(b)
10:54-1.5	Physicians and Psychologist Manual	12 N.J.R. 662(a)	R. 1981 d.374	13 N.J.R. 706(d)
10:54-1.6	Reimbursement for anesthesia time	12 N.J.R. 413(a)	R. 1981 d.220	13 N.J.R. 417(b)
10:54-1.22	Routine chest X rays	13 N.J.R. 94(a)	R. 1981 d.125	13 N.J.R. 292(b)
10:54-2.1	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:54-2.4, 2.5	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:54-2.6	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:54-3	Procedure Code Manual	12 N.J.R. 520(c)	R. 1980 d.511	13 N.J.R. 17(e)
10:54-3	Physician's Services Manual: Procedure codes	13 N.J.R. 95(a)	R. 1981 d.111	13 N.J.R. 299(a)
10:54-3	Physician's Services Manual: Procedure codes	13 N.J.R. 223(a)	R. 1981 d.211	13 N.J.R. 418(c)
10:54-3	Procedure codes for pacemakers	13 N.J.R. 297(a)	R. 1981 d.251	13 N.J.R. 430(a)
10:54-3	Procedure codes for physicians services	13 N.J.R. 298(a)	R. 1981 d.305	13 N.J.R. 578(b)
10:54-3	Physician services procedure codes	13 N.J.R. 298(b)	R. 1981 d.314	13 N.J.R. 578(c)
10:54-3	Procedure Code Manual	13 N.J.R. 578(d)	R. 1981 d.475	13 N.J.R. 946(b)
10:54-3	Surgical procedures requiring second opinion	13 N.J.R. 292(a)	R. 1982 d.73	14 N.J.R. 278(c)
10:54-3	Procedure codes: Second opinion requirement	14 N.J.R. 1143(a)	R. 1982 d.459	14 N.J.R. 1458(c)
10:54-3	Procedure codes: Nurse-midwife services	14 N.J.R. 889(a)	R. 1982 d.415	14 N.J.R. 1393(a)
10:55	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)
10:56	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)
10:56-1.8, 1.12	Dental Services Manual	12 N.J.R. 700(a)	R. 1981 d.219	13 N.J.R. 430(b)
10:56-1.14, 1.15	Limitations on diagnostic dental services	13 N.J.R. 875(a)	R. 1982 d.403	14 N.J.R. 1301(a)
10:56-3.15	Orthodontics	13 N.J.R. 134(b)	R. 1981 d.113	13 N.J.R. 299(b)
10:57-1.4	Podiatry services	13 N.J.R. 360(a)	R. 1981 d.300	13 N.J.R. 579(a)
10:57-1.5	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:57-1.9	Podiatry services	13 N.J.R. 360(a)	R. 1981 d.300	13 N.J.R. 579(a)
10:57-1.20, 2.5-2.7	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:57-2.8	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:58	Nurse-midwife services	14 N.J.R. 889(a)	R. 1982 d.415	14 N.J.R. 1393(a)
10:59	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)
10:59-1.7, 1.8	Repair of durable medical equipment	12 N.J.R. 25(a)	R. 1980 d.510	13 N.J.R. 17(d)
10:59-1.9	Medical Supplier Manual	13 N.J.R. 430(c)	R. 1981 d.376	13 N.J.R. 707(a)
10:59-1.10	Repair of durable medical equipment	12 N.J.R. 25(a)	R. 1980 d.510	13 N.J.R. 17(d)
10:59-1.10	IPPB equipment	13 N.J.R. 223(b)	R. 1981 d.328	13 N.J.R. 579(b)
10:59-1.11	Repair of durable medical equipment	12 N.J.R. 25(a)	R. 1980 d.510	13 N.J.R. 17(d)
10:59-2.6-2.8	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:59-2.11	Repair of durable medical equipment	12 N.J.R. 25(a)	R. 1980 d.510	13 N.J.R. 17(d)
10:60	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)
10:60-1, 2.1-2.3	Home Health Services Manual revisions	14 N.J.R. 264(b)	R. 1982 d.199	14 N.J.R. 656(a)
10:60-2.6	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:61-1.4	Record retention requirements	13 N.J.R. 95(b)	R. 1981 d.110	13 N.J.R. 299(c)
10:61-1.4	Physician orders for laboratory services	13 N.J.R. 430(d)	R. 1981 d.342	13 N.J.R. 579(c)
10:61-2.3	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:61-2.6	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:62	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)
10:62-1.5	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:62-1.7	Procedure codes for ophthalmologists and optometrists	13 N.J.R. 299(d)	R. 1981 d.280	13 N.J.R. 497(b)
10:62-3	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:63-1.2	Rehabilitation in long-term care	14 N.J.R. 420(a)	R. 1982 d.210	14 N.J.R. 757(c)
10:63-1.4	Long Term Care Manual	12 N.J.R. 700(a)	R. 1981 d.219	13 N.J.R. 430(b)
10:63-1.4	Special equipment in long-term care	13 N.J.R. 877(a)	R. 1982 d.110	14 N.J.R. 391(a)
10:63-1.5	Inspection of long-term care	14 N.J.R. 81(a)	R. 1982 d.72	14 N.J.R. 279(a)
10:63-1.6	Level III care in LTC facilities	14 N.J.R. 462(a)	R. 1982 d.264	14 N.J.R. 917(c)
10:63-1.8	Long Term Care Manual	12 N.J.R. 700(a)	R. 1981 d.219	13 N.J.R. 430(b)
10:63-1.8	Clinical records in long-term care facilities	12 N.J.R. 701(a)	R. 1981 d.33	13 N.J.R. 146(c)

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10:63-1.11	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:63-1.14	Retention of records in LTC facilities	13 N.J.R. 431(a)	R. 1981 d.345	13 N.J.R. 579(d)
10:63-1.19	LTCSM: Termination of Medicaid eligibility	13 N.J.R. 15(b)	R. 1981 d.62	13 N.J.R. 225(b)
10:63-1.21	Three-year audit cycle	12 N.J.R. 701(a)	R. 1981 d.23	13 N.J.R. 146(a)
10:63-3.1	Reimbursement to Long Term Care Facilities	12 N.J.R. 702(a)	R. 1981 d.87	13 N.J.R. 227(a)
10:63-3.8	LTC's nursing care costs	13 N.J.R. 360(b)	R. 1981 d.326	13 N.J.R. 579(e)
10:63-3.21	Rescission: Long-term care per diem reduction	13 N.J.R. 498(a)	R. 1981 d.375	13 N.J.R. 707(b)
10:64	Hearing Aid Services Manual	14 N.J.R. 413(a)	R. 1982 d.74	14 N.J.R. 279(b)
10:65	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)
10:65-2.1	Medical day care rates	13 N.J.R. 362(a)	R. 1981 d.318	13 N.J.R. 580(a)
10:66	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)
10:66-1.5, 1.6	Mental health partial care services	13 N.J.R. 662(a)	R. 1982 d.19	14 N.J.R. 158(c)
10:66-2.10	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:66-3.1-3.3	Independent clinic services procedure codes	13 N.J.R. 363(a)	R. 1981 d.313	13 N.J.R. 580(b)
10:66-3.3	Procedure codes for Medicaid	12 N.J.R. 662(b)	R. 1981 d.112	13 N.J.R. 299(e)
10:66-3.3	Independent Clinic Services Manual	13 N.J.R. 224(a)	R. 1981 d.212	13 N.J.R. 431(b)
10:66-3.3	Mental health partial care services	13 N.J.R. 662(a)	R. 1982 d.19	14 N.J.R. 158(c)
10:66-3.3	Family planning procedure codes	13 N.J.R. 663(a)	R. 1982 d.84	14 N.J.R. 343(b)
10:67-1.2	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:67-1.8	Physicians and Psychologist Manual	12 N.J.R. 662(a)	R. 1981 d.374	13 N.J.R. 706(d)
10:67-2.5,2.8	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:67-2.10	Psychological services procedure codes	13 N.J.R. 298(a)	R. 1981 d.305	13 N.J.R. 578(b)
10:68-2.5,2.7	HCFA-1500 claim form	13 N.J.R. 293(a)	R. 1981 d.249	13 N.J.R. 417(a)
10:68-2.8	Automated Data Exchange Billing	13 N.J.R. 296(a)	R. 1981 d.250	13 N.J.R. 418(a)
10:69A-2.1	Pharmaceutical Assistance for Aged and Disabled	14 N.J.R. 321(b)	R. 1982 d.198	14 N.J.R. 659(a)
10:69A-5.6	PAA eligibility determinations	13 N.J.R. 432(a)	R. 1981 d.332	13 N.J.R. 580(c)
10:69A-7.1	PAA: Payment recovery from estates	14 N.J.R. 80(a)	R. 1982 d.147	14 N.J.R. 427(c)
10:81	PAM: Federal Omnibus Reconciliation Act of 1981	Emergency	R. 1981 d.397	13 N.J.R. 759(a)
10:81	PAM: Readopted Federal requirements	13 N.J.R. 759(a)	R. 1981 d.518	14 N.J.R. 102(c)
10:81-1.14	PAM: Welfare board minutes	13 N.J.R. 877(b)	R. 1982 d.151	14 N.J.R. 473(d)
10:81-2.6, 2.17, 2.18	PAM: AFDC changes	14 N.J.R. 1078(a)	R. 1982 d.482	15 N.J.R. 92(a)
10:81-2.7	PAM: Deprivation of parental support in AFDC-C	12 N.J.R. 703(a)	R. 1981 d.28	13 N.J.R. 146(b)
10:81-3.1, 3.5, 3.11, 3.13, 3.18	PAM: AFDC changes	14 N.J.R. 1078(a)	R. 1982 d.482	15 N.J.R. 92(a)
10:81-3.17, 8.22	PAM: Uniformed service absence; rounding	Emergency	R. 1982 d.366	14 N.J.R. 1168(a)
10:81-3.17, 8.22	PAM: Readopted revisions	14 N.J.R. 1168(a)	R. 1982 d.441	14 N.J.R. 1459(a)
10:81-3.35	PAM: Legally responsible relatives	14 N.J.R. 814(a)	R. 1982 d.352	14 N.J.R. 1161(b)
10:81-4.5-4.11, 4.13, 4.14, 4.16, 4.18, 4.19	PAM: Vendor payments	14 N.J.R. 1034(a)	R. 1982 d.424	14 N.J.R. 1395(a)
10:81-6.17, 7.18	PAM: Replacement of lost or stolen checks	14 N.J.R. 373(a)	R. 1982 d.419	14 N.J.R. 1396(a)
10:81-7.1	AFDC: New or changed income	13 N.J.R. 300(a)	R. 1981 d.262	13 N.J.R. 432(b)
10:81-7.13	PAM: Request and authorization for records disposal	14 N.J.R. 947(b)	R. 1982 d.417	14 N.J.R. 1397(a)
10:81-7.22	AFDC: Funeral or burial payments for children	13 N.J.R. 580(d)	R. 1981 d.447	13 N.J.R. 845(d)
10:81-7.22	PAM: Funeral and burial contributions	14 N.J.R. 462(b)	R. 1982 d.286	14 N.J.R. 980(b)
10:81-7.26	PAM: Veterans' funeral expenses	14 N.J.R. 374(a)	R. 1982 d.228	14 N.J.R. 836(b)
10:81-7.26, 8.4	PAM: RSDI lump sum benefits	13 N.J.R. 925(a)	R. 1982 d.90	14 N.J.R. 344(a)
10:81-8.22	PAM: Extension of Medicaid benefits	14 N.J.R. 893(a)	R. 1982 d.357	14 N.J.R. 1161(c)
10:81-8.23, 8.24, 8.25	PAM: AFDC changes	14 N.J.R. 1078(a)	R. 1982 d.482	15 N.J.R. 92(a)
10:81-10	PAM: Refugee programs	14 N.J.R. 948(a)	R. 1982 d.425	14 N.J.R. 1397(b)
10:81-App. A	Repealed: See 10:81-10	14 N.J.R. 948(a)	R. 1982 d.425	14 N.J.R. 1397(b)
10:82	ASH: Federal Omnibus Reconciliation Act of 1981	Emergency	R. 1981 d.396	13 N.J.R. 763(a)
10:82	ASH: Readopted Federal requirements	13 N.J.R. 763(a)	R. 1981 d.519	14 N.J.R. 102(d)
10:82-1.2, 1.4, 1.5, 1.7, 2.1-2.6, 2.8- 2.10, 2.13, 2.19, 3.13, 4.1, 4.3, 4.4, 4.15, 5.3	ASH: Federal requirements	14 N.J.R. 952(a)	R. 1982 d.443	14 N.J.R. 1459(b)
10:82-2.1, 2.2, 2.18, 2.20, 5.3, 5.10	ASH: Rounding; prorating; military service absence	Emergency	R. 1982 d.367	14 N.J.R. 1169(a)
10:82-2.1, 2.2, 2.18, 2.20, 5.3, 5.10	ASH: Readopted revisions	14 N.J.R. 1169(a)	R. 1982 d.440	14 N.J.R. 1461(a)
10:82-2.9	Correction: Stepparent's income in AFDC-C	13 N.J.R. 763(a)	R. 1981 d.519	14 N.J.R. 281(a)
10:82-2.14	ASH: Established monthly earnings	13 N.J.R. 16(a)	R. 1981 d.47	13 N.J.R. 147(b)
10:82-2.14	AFDC: New or changed income	13 N.J.R. 300(a)	R. 1981 d.262	13 N.J.R. 432(b)
10:82-3.2	ASH: HUD community development block grant	13 N.J.R. 96(a)	R. 1981 d.96	13 N.J.R. 227(b)
10:82-3.2, 4.5	Exempt resources and disregard of earned income	13 N.J.R. 224(b)	R. 1981 d.282	13 N.J.R. 499(a)

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10:82-3.8	ASH: Relatives as a resource	14 N.J.R. 814(b)	R. 1982 d. 353	14 N.J.R. 1161(d)
10:82-3.13	Correction: Federal requirement for ASH	13 N.J.R. 763(a)	R. 1981 d. 519	14 N.J.R. 837(a)
10:82-4.9	ASH: Foster care rates	14 N.J.R. 374(b)	R. 1982 d. 208	14 N.J.R. 709(c)
10:82-4.15	Irregular and nonrecurring income in AFDC	13 N.J.R. 224(c)	R. 1981 d. 287	13 N.J.R. 499(b)
10:82-5.3	ASH: Day care rates	13 N.J.R. 134(c)	R. 1981 d. 243	13 N.J.R. 432(c)
10:82-5.3	ASH: Care for unwed mothers	13 N.J.R. 134(c)	R. 1982 d. 43	14 N.J.R. 235(c)
10:82-5.10	ASH: Emergency assistance	12 N.J.R. 584(a)	R. 1980 d. 552	13 N.J.R. 101(a)
10:82-5.10	ASH: Emergency house furnishings allowance	14 N.J.R. 375(a)	R. 1982 d. 207	14 N.J.R. 709(d)
10:82-5.10	ASH: Return of child from foster care placement	14 N.J.R. 698(a)	R. 1982 d. 376	14 N.J.R. 1215(a)
10:83	Repeal Medical Assistance for Aged	14 N.J.R. 1081(a)	R. 1982 d. 460	14 N.J.R. 1462(a)
10:85-1.2, 1.5, 2.2	General Assistance and Faulkner Act municipalities	13 N.J.R. 301(a)	R. 1982 d. 61	14 N.J.R. 281(b)
10:85-2.2	GAM: Temporary director of municipal welfare	12 N.J.R. 584(b)	R. 1980 d. 505	13 N.J.R. 17(c)
10:85-2.2	GAM: Local assistance board	13 N.J.R. 96(b)	R. 1981 d. 98	13 N.J.R. 228(b)
10:85-2.2	GAM: Local assistance board appointments	14 N.J.R. 1144(a)	R. 1982 d. 492	15 N.J.R. 92(b)
10:85-3.1	GAM: Common living quarters	13 N.J.R. 927(a)	R. 1982 d. 102	14 N.J.R. 344(b)
10:85-3.1	GAM: Eligibility of young people	14 N.J.R. 815(a)	R. 1982 d. 355	14 N.J.R. 1162(a)
10:85-3.1	Correction to Code: General Assistance eligibility			14 N.J.R. 1103(b)
10:85-3.1, 3.2	GAM: Prospective SSI recipients	13 N.J.R. 145(a)	R. 1981 d. 160	13 N.J.R. 363(b)
10:85-3.2	General Assistance application process	12 N.J.R. 584(c)	R. 1980 d. 514	13 N.J.R. 18(a)
10:85-3.2	GAM: Clarification of "unemployable"	13 N.J.R. 927(b)	R. 1982 d. 103	14 N.J.R. 344(c)
10:85-3.2	GAM: Workfare compliance	13 N.J.R. 929(a)	R. 1982 d. 104	14 N.J.R. 344(d)
10:85-3.2	GAM: Verification of unemployment/disability benefits	14 N.J.R. 956(a)	R. 1982 d. 418	14 N.J.R. 1398(a)
10:85-3.3	GAM: Recipients in residential health care facilities	12 N.J.R. 662(c)	R. 1980 d. 547	13 N.J.R. 100(a)
10:85-3.3	GAM: Financial eligibility	12 N.J.R. 16(b)	R. 1981 d. 46	13 N.J.R. 147(a)
10:85-3.3	GAM: Food Stamps and medical payments	13 N.J.R. 225(a)	R. 1981 d. 263	13 N.J.R. 433(a)
10:85-3.3	GAM: Boarding rate for residential care	13 N.J.R. 879(a)	R. 1982 d. 53	14 N.J.R. 235(d)
10:85-3.3	GAM: Hospital shelter time	13 N.J.R. 930(a)	R. 1982 d. 98	14 N.J.R. 345(a)
10:85-3.3	GAM: Cash Contributions	14 N.J.R. 270(a)	R. 1982 d. 185	14 N.J.R. 659(b)
10:85-3.3	GAM: Members of household	14 N.J.R. 893(b)	R. 1982 d. 375	14 N.J.R. 1216(a)
10:85-3.4	GAM: Income and alien sponsorship	14 N.J.R. 122(b)	R. 1982 d. 134	14 N.J.R. 428(a)
10:85-4.6	GAM: Emergency grants	12 N.J.R. 585(a)	R. 1980 d. 538	13 N.J.R. 18(d)
10:85-4.6	GAM: Emergency grants	14 N.J.R. 124(a)	R. 1982 d. 135	14 N.J.R. 428(b)
10:85-4.8	GAM: Funeral and burial contributions	14 N.J.R. 463(a)	R. 1982 d. 287	14 N.J.R. 980(c)
10:85-5.2	GAM: Diagnostic-Related Group payments	12 N.J.R. 585(b)	R. 1980 d. 515	13 N.J.R. 18(b)
10:85-5.2	GAM—Payments for inpatients hospital care	13 N.J.R. 433(b)	R. 1981 d. 394	13 N.J.R. 768(a)
10:85-5.3	Submission of Form GA-18	12 N.J.R. 586(a)	R. 1980 d. 531	13 N.J.R. 18(c)
10:85-5.3	GAM: Recipients in residential health care facilities	12 N.J.R. 662(c)	R. 1980 d. 547	13 N.J.R. 100(a)
10:85-5.3	GAM: Food Stamps and medical payments	13 N.J.R. 225(a)	R. 1981 d. 263	13 N.J.R. 433(a)
10:85-5.4	GAM: Procedure for payments of medical bills	13 N.J.R. 499(c)	R. 1981 d. 417	13 N.J.R. 768(b)
10:85-5.6, 8.4	GAM: Renal services; child health services	14 N.J.R. 420(b)	R. 1982 d. 377	14 N.J.R. 1217(a)
10:85-6.5	GAM: Repayment by SSI recipients	12 N.J.R. 586(b)	R. 1980 d. 551	13 N.J.R. 100(d)
10:85-6.6	GAM: Food Stamps and medical payments	13 N.J.R. 225(a)	R. 1981 d. 263	13 N.J.R. 433(a)
10:85-7.2	GAM: Receipt of assistance	12 N.J.R. 535(b)	R. 1981 d. 53	13 N.J.R. 147(d)
10:85-7.3	General Assistance and Faulkner Act municipalities	13 N.J.R. 301(a)	R. 1982 d. 61	14 N.J.R. 281(b)
10:85-8.2	GAM: Food Stamps and medical payments	13 N.J.R. 225(a)	R. 1981 d. 263	13 N.J.R. 433(a)
10:85-8.2	GAM: Eligibility of refugee groups	14 N.J.R. 815(b)	R. 1982 d. 356	14 N.J.R. 1162(b)
10:85-8.3	GAM: Prospective SSI recipients	13 N.J.R. 145(a)	R. 1981 d. 160	13 N.J.R. 363(b)
10:85-9.1	GAM: Legally responsible relatives	14 N.J.R. 543(a)	R. 1982 d. 284	14 N.J.R. 980(d)
10:85-10.3, 10.6, 10.8	GAM: Workfare compliance	13 N.J.R. 929(a)	R. 1982 d. 104	14 N.J.R. 344(d)
10:87	Emergency amend Food Stamp Manual	Emergency	R. 1981 d. 64	13 N.J.R. 226(b)
10:87	Student participation in Food Stamps	13 N.J.R. 96(c)	R. 1981 d. 97	13 N.J.R. 228(a)
10:87	Food Stamp Manual	13 N.J.R. 364(a)	R. 1981 d. 316	13 N.J.R. 581(a)
10:87	FSM: Federal Omnibus Reconciliation Act of 1981	Emergency	R. 1981 d. 398	13 N.J.R. 769(a)
10:87	FSM: Readopted Federal requirements	13 N.J.R. 769(a)	R. 1981 d. 517	14 N.J.R. 103(a)
10:87	Correction: FSM—Federal requirements	13 N.J.R. 769(a)	R. 1981 d. 517	14 N.J.R. 208(b)
10:87-2.2, 2.3, 2.21, 3.19, 5.10, 6.14, 6.15, 12.1	Food Stamp Program revisions	Emergency	R. 1982 d. 503	15 N.J.R. 97(a)
10:87-2.4, 2.7, 2.8, 2.34, 3.2, 3.12, 4.4, 4.19, 7.16, 7.17, 9.7	Extension of food stamp eligibility	14 N.J.R. 1037(a)	R. 1982 d. 473	15 N.J.R. 34(a)
10:87-2.7, 3.15–3.21	Food stamp participants and job search	14 N.J.R. 1041(a)	R. 1982 d. 437	14 N.J.R. 1462(b)
10:87-9.16	Replacement of food stamp benefits	14 N.J.R. 1081(b)	R. 1982 d. 474	15 N.J.R. 35(a)
10:87-12.1, 12.2	Emergency amend Food Stamp Manual	Emergency	R. 1980 d. 558	13 N.J.R. 100(e)

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10:87-12.1, 12.3, 12.4, 12.6	FSM: Mandated Federal adjustments	Emergency	R.1982 d.217	14 N.J.R. 757(d)
10:87-12.1, 12.3, 12.4, 12.6	Readopted: Food Stamp Program adjustments	14 N.J.R. 757(d)	R.1982 d.318	14 N.J.R. 1057(a)
10:87-12.1, 12.2, 12.6	Food Stamp Program: Utility allowance; coupon allotment; rounding	Emergency	R.1982 d.365	14 N.J.R. 1170(a)
10:87-12.1, 12.2, 12.6	Food Stamp Program: Readopted revisions	14 N.J.R. 1170(a)	R.1982 d.442	14 N.J.R. 1463(a)
10:87-12.3	Food Stamp Program maximum net income levels	13 N.J.R. 500(a)	R.1981 d.400	13 N.J.R. 772(a)
10:87-12.3, 12.4	Emergency adoption: Food Stamp income levels	Emergency	R.1981 d.278	13 N.J.R. 500(a)
10:87-12.4	Emergency amend Food Stamp Manual	Emergency	R.1980 d.558	13 N.J.R. 100(e)
10:89	Home energy assistance (emergency adoption)	Emergency	R.1981 d.466	13 N.J.R. 888(a)
10:89	Readopted Home Energy Assistance rules	13 N.J.R. 888(a)	R.1982 d.62	14 N.J.R. 281(c)
10:89-2.3, 3.1, 3.2, 3.4-3.6, 4.1, 5.2, 5.3	Home Energy Assistance Handbook	Emergency	R.1982 d.412	14 N.J.R. 1311(a)
10:89-2.3, 3.1, 3.2, 3.4, 3.5, 3.6, 4.1, 5.2, 5.3	Readopted: Home Energy Assistance Handbook	14 N.J.R. 1311(a)	R.1982 d.497	15 N.J.R. 92(c)
10:89-3.6	Emergency rule on Home Energy Assistance	Emergency	R.1980 d.548	13 N.J.R. 100(b)
10:90	Monthly Reporting Policy Handbook	14 N.J.R. 958(a)	R.1982 d.399	14 N.J.R. 1302(a)
10:91	Repealed: Services to families and children	14 N.J.R. 744(a)	R.1982 d.317	14 N.J.R. 1057(b)
10:94-4,-5	Medicaid Only: Income and resource eligibility	12 N.J.R. 663(a)	R.1981 d.177	13 N.J.R. 364(b)
10:94-5.4, 5.5, 5.6	Medicaid Only computation amounts	Emergency	R.1981 d.276	13 N.J.R. 501(a)
10:94-5.4, 5.5, 5.6	Readopt Medicaid Only computation amounts	13 N.J.R. 501(a)	R.1981 d.385	13 N.J.R. 773(a)
10:94-5.4, 5.5, 5.6	Correction: Medicaid Only computation amounts	13 N.J.R. 501(a)	R.1981 d.385	13 N.J.R. 846(a)
10:94-5.4, 5.5, 5.6	Medicaid Only computation amounts	Emergency	R.1982 d.216	14 N.J.R. 758(a)
10:94-5.4, 5.5, 5.6	Readopted: Medicaid Only computation amounts	14 N.J.R. 758(a)	R.1982 d.314	14 N.J.R. 1058(a)
10:94-7.5	Medicaid Only: Burial and funeral expenses	14 N.J.R. 816(a)	R.1982 d.354	14 N.J.R. 1162(c)
10:94-8	Medicaid Only	12 N.J.R. 663(a)	R.1981 d.177	13 N.J.R. 364(b)
10:94-9	Medical Assistance for Aged Continuation	14 N.J.R. 1084(a)	R.1982 d.461	14 N.J.R. 1463(b)
10:98	State Plan for blind and visually impaired	14 N.J.R. 745(a)	R.1982 d.311	14 N.J.R. 1058(b)
10:100-1.23	Emergency amend SSI payment levels	Emergency	R.1981 d.277	13 N.J.R. 502(a)
10:100-1.23	Readopt SSI payment levels	13 N.J.R. 502(a)	R.1981 d.386	13 N.J.R. 773(b)
10:100-1.23	SSI payment levels	Emergency	R.1982 d.215	14 N.J.R. 760(a)
10:100-1.23	Readopted: SSI payment levels	14 N.J.R. 760(a)	R.1982 d.315	14 N.J.R. 1059(a)
10:100-3.6	Special Payments Handbook: Funeral contributions	14 N.J.R. 463(b)	R.1982 d.285	14 N.J.R. 981(a)
10:109-1	Ruling 11	13 N.J.R. 581(b)	R.1981 d.445	13 N.J.R. 846(b)
10:109-1.4	Ruling 11: Tuition Aid	14 N.J.R. 375(b)	R.1982 d.227	14 N.J.R. 837(b)
10:109-3.2, 3.4	Ruling 11-Sick leave and leave without pay	13 N.J.R. 515(a)	R.1981 d.395	13 N.J.R. 774(a)
10:109-App.I,II	Ruling 11: Salary increases for CWA employees	13 N.J.R. 741(a)	R.1981 d.498	14 N.J.R. 46(b)
10:109-App. II	County welfare agencies: Salary parity with State	14 N.J.R. 630(a)	R.1982 d.319	14 N.J.R. 1060(a)
10:121-2	Adoption subsidy	14 N.J.R. 746(a)	R.1982 d.321	14 N.J.R. 1060(b)
10:121-5.1	Medical information form	12 N.J.R. 703(c)	R.1981 d.63	13 N.J.R. 226(a)
10:121A	Adoption agency practices	13 N.J.R. 99(a)	R.1981 d.298	13 N.J.R. 516(a)
10:122-4.1, 4.3-4.7	Child care centers: Staff requirements	14 N.J.R. 816(b)	R.1982 d.384	14 N.J.R. 1218(a)
10:122-4.1, 4.3-4.7	Correction: Child care centers	14 N.J.R. 816(b)	R.1982 d.384	14 N.J.R. 1307(a)
10:122-4.2, 7.1-7.7	Standards for child care centers	14 N.J.R. 82(a)	R.1982 d.136	14 N.J.R. 428(c)
10:123-3.1, 3.2	Personal needs allowance	13 N.J.R. 595(a)	R.1981 d.423	13 N.J.R. 774(b)
10:123-3.1, 3.2	Personal needs allowance	13 N.J.R. 595(a)	R.1981 d.423	14 N.J.R. 287(a)
10:123-3.1, 3.2	Personal needs allowance: Residential health care	14 N.J.R. 699(a)	R.1982 d.301	14 N.J.R. 981(b)
10:124	Children's shelter facilities and homes	14 N.J.R. 125(a)	R.1982 d.222	14 N.J.R. 761(a)
10:130	Shelters for victims of domestic violence	14 N.J.R. 197(a)	R.1982 d.138	14 N.J.R. 429(a)
10:130	Repealed: Children's shelters manual	14 N.J.R. 125(a)	R.1982 d.222	14 N.J.R. 761(a)
10:131	Adoption assistance and child welfare	14 N.J.R. 744(a)	R.1982 d.317	14 N.J.R. 1057(b)
10:132	Court actions and proceedings	13 N.J.R. 595(b)	R.1981 d.434	13 N.J.R. 846(c)
10:140	1982 State Plan for Services to Developmentally Disabled	14 N.J.R. 699(b)	R.1982 d.320	14 N.J.R. 1060(c)

(Title 10, Transmittal 15 dated November 10, 1980)

CORRECTIONS-TITLE 10A

(Title 10A, Transmittal 7 dated June 21, 1982)

INSURANCE-TITLE 11

11:1-13	Sale of auto club service contracts	13 N.J.R. 879(b)	R.1982 d.177	14 N.J.R. 579(a)
11:1-14	Licenses: Address change; process serving	14 N.J.R. 748(a)	R.1982 d.336	14 N.J.R. 1099(b)
11:2-1.6	Independent testing service	13 N.J.R. 364(d)	R.1981 d.433	13 N.J.R. 846(d)
11:2-17	Unfair claims-settlement practices	12 N.J.R. 600(f)	R.1981 d.407	13 N.J.R. 774(c)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
11:2-17	Correction: Operative date for settlement practices.	13 N.J.R. 774(c)	R. 1981 d. 407	13 N.J.R. 894(a)
11:2-17.7	Claims settlement practices	14 N.J.R. 966(a)	R. 1982 d. 400	14 N.J.R. 1307(b)
11:2-18	Readable policies	14 N.J.R. 967(a)	R. 1982 d. 410	14 N.J.R. 1307(c)
11:2-18.4	Correction: Readable policies	14 N.J.R. 1308	R. 1982 d. 410	14 N.J.R. 1398(b)
11:3-7.3, 7.7	Additional personal injury protection	14 N.J.R. 543(b)	R. 1982 d. 246	14 N.J.R. 917(d)
11:4-2	Replacement of existing life insurance	13 N.J.R. 18(e)	R. 1982 d. 16	14 N.J.R. 158(d)
11:4-11.5, 11.6	Life insurance solicitation	13 N.J.R. 36(a)	R. 1982 d. 17	14 N.J.R. 159(a)
11:5-1.2, 1.3	Real Estate Commission rules	13 N.J.R. 306(a)	R. 1981 d. 261	13 N.J.R. 440(c)
11:5-1.8, 1.14	Real Estate Commission rules	13 N.J.R. 302(b)	R. 1982 d. 101	14 N.J.R. 345(b)
11:5-1.14	Correction: Real Estate Commission rules	13 N.J.R. 302(b)	R. 1982 d. 101	14 N.J.R. 1162(d)
11:5-1.33-1.35	Real Estate Commission rules	13 N.J.R. 306(a)	R. 1981 d. 261	13 N.J.R. 440(c)
11:5-1.36	Real Estate Guaranty Fund	13 N.J.R. 306(a)	R. 1981 d. 252	13 N.J.R. 441(a)
11:12	Legal services insurance	13 N.J.R. 601(a)	R. 1981 d. 422	13 N.J.R. 776(a)
11:13	Commercial lines insurance	14 N.J.R. 1045(a)	R. 1982 d. 423	14 N.J.R. 1398(c)

(Title 11, Transmittal 16 dated January 14, 1981)

LABOR—TITLE 12

12:15-1.3	Maximum weekly benefit rates	13 N.J.R. 602(b)	R. 1981 d. 419	13 N.J.R. 777(a)
12:15-1.3	Correction: Operative date	13 N.J.R. 602(b)	R. 1981 d. 419	13 N.J.R. 894(b)
12:15-1.3	1983 unemployment and disability benefits	14 N.J.R. 969(a)	R. 1982 d. 383	14 N.J.R. 1218(b)
12:15-1.4	Taxable wage base for unemployment compensation	13 N.J.R. 602(c)	R. 1981 d. 421	13 N.J.R. 777(b)
12:15-1.4	Correction: Operative date	13 N.J.R. 602(c)	R. 1981 d. 421	13 N.J.R. 894(b)
12:15-1.4	1983 wage base for unemployment contributions	14 N.J.R. 970(a)	R. 1982 d. 382	14 N.J.R. 1219(a)
12:15-1.5	Unemployment compensation contribution rates	13 N.J.R. 603(a)	R. 1981 d. 418	13 N.J.R. 777(c)
12:15-1.5	1983 contribution rates for government entities	14 N.J.R. 970(b)	R. 1982 d. 381	14 N.J.R. 1219(b)
12:51	Vocational rehabilitation facilities	13 N.J.R. 230(a)	R. 1981 d. 289	13 N.J.R. 517(a)
12:56-3.2	Correction to Code: Exemptions from minimum wage rates			15 N.J.R. 43(b)
12:56-7.2	Wage and hour: "Administrative" defined	14 N.J.R. 1145(a)	R. 1982 d. 468	15 N.J.R. 36(a)
12:57	Wage orders for minors	13 N.J.R. 307(a)	R. 1981 d. 226	13 N.J.R. 441(c)
12:190	Safety standards for explosives	13 N.J.R. 517(b)	R. 1982 d. 229	14 N.J.R. 837(c)
12:191	Repealed	13 N.J.R. 517(b)	R. 1982 d. 229	14 N.J.R. 837(c)
12:192	Repealed	13 N.J.R. 517(b)	R. 1982 d. 229	14 N.J.R. 837(c)
12:193	Repealed	13 N.J.R. 517(b)	R. 1982 d. 229	14 N.J.R. 837(c)
12:195	Carnival-amusement rides	13 N.J.R. 441(d)	R. 1981 d. 321	13 N.J.R. 603(b)
12:235-1.5	Workers' compensation benefit rates	13 N.J.R. 604(a)	R. 1981 d. 420	13 N.J.R. 777(d)
12:235-1.5	1983 workers' compensation benefits	14 N.J.R. 971(a)	R. 1982 d. 380	14 N.J.R. 1219(c)

(Title 12, Transmittal 14 dated January 14, 1981)

LAW AND PUBLIC SAFETY—TITLE 13

13:2-7.10	ABC rules	13 N.J.R. 604(b)	R. 1981 d. 432	13 N.J.R. 777(e)
13:2-24.1, 24.4	ABC rules	13 N.J.R. 604(b)	R. 1981 d. 432	13 N.J.R. 777(e)
13:2-24.4	Correction: ABC debt regulation	13 N.J.R. 604(b)	R. 1981 d. 432	13 N.J.R. 846(e)
13:2-24.4	Amend various regulations	13 N.J.R. 37(b)	R. 1981 d. 71	13 N.J.R. 238(b)
13:2-38.1, 39.3	Amend various regulations	13 N.J.R. 37(b)	R. 1981 d. 71	13 N.J.R. 238(b)
13:2-41	Amend various regulations	13 N.J.R. 37(b)	R. 1981 d. 71	13 N.J.R. 238(b)
13:3-1.10, 1.14, 2.2, 3.9, 4.3	Amusement games licensing forms, fees	14 N.J.R. 1194(a)	R. 1982 d. 498	15 N.J.R. 93(a)
13:3-8.1-8.7	Repealed	14 N.J.R. 1194(a)	R. 1982 d. 498	15 N.J.R. 93(a)
13:19-5.1	Convulsive seizures	12 N.J.R. 606(a)	R. 1981 d. 18	13 N.J.R. 150(b)
13:19-6	Repealed: Delaware motor vehicle reciprocity rule	14 N.J.R. 87(a)	R. 1982 d. 94	14 N.J.R. 346(a)
13:20-7.3, 7.4	Motor vehicle inspection	Emergency	R. 1982 d. 335	14 N.J.R. 918(a)
13:20-7.3, 7.4	Readopted: Motor vehicle inspection	14 N.J.R. 918(a)	R. 1982 d. 364	14 N.J.R. 1162(e)
13:20-17.3	Attendance fee for driver improvement school	14 N.J.R. 1145(b)	R. 1982 d. 485	15 N.J.R. 93(b)
13:20-25.2	Approval of safety glazing material	12 N.J.R. 606(b)	R. 1981 d. 15	13 N.J.R. 149(d)
13:20-33.53	Motorcycle handlebars and grips	12 N.J.R. 606(c)	R. 1981 d. 16	13 N.J.R. 149(e)
13:20-33.72	Repeal handhold devices	12 N.J.R. 607(a)	R. 1981 d. 17	13 N.J.R. 150(a)
13:20-36	Special National Guard plates	12 N.J.R. 427(a)	R. 1981 d. 31	13 N.J.R. 150(e)
13:21-3	Repeal rules on dealer's temporary certificates	12 N.J.R. 607(b)	R. 1981 d. 14	13 N.J.R. 149(c)
13:21-4.5	Repealed: "Title only" motor vehicle certification	14 N.J.R. 632(a)	R. 1982 d. 370	14 N.J.R. 1163(a)
13:21-7.2	Student permits	12 N.J.R. 490(a)	R. 1981 d. 66	13 N.J.R. 237(d)
13:21-8.17	Waiver of driving test	12 N.J.R. 666(f)	R. 1981 d. 65	13 N.J.R. 237(c)
13:21-8.18	Repealed: Nonresident driver legend	14 N.J.R. 88(a)	R. 1982 d. 95	14 N.J.R. 346(b)
13:21-9.3	Restoration fee for motor vehicle license	14 N.J.R. 1146(a)	R. 1982 d. 484	15 N.J.R. 94(a)
13:26-1.2, 3.11	Transportation of bulk commodities	12 N.J.R. 724(f)	R. 1981 d. 61	13 N.J.R. 237(b)
13:27-6	Division of responsibility in site planning	13 N.J.R. 231(a)	R. 1981 d. 320	13 N.J.R. 607(a)
13:27A	Price posting in barber shops	14 N.J.R. 749(a)	R. 1982 d. 387	14 N.J.R. 1219(d)
13:28-1.3	Toilet facilities in beauty shops	13 N.J.R. 102(b)	R. 1981 d. 109	13 N.J.R. 308(a)
13:28-2.10, 2.14-2.16	Credit for Saturday beauty classes	13 N.J.R. 931(a)	R. 1982 d. 70	14 N.J.R. 283(a)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
13:28-2.24	Beauty schools: "Seniors" and clinical work	13 N.J.R. 930(b)	R. 1982 d.69	14 N.J.R. 283(b)
13:29-1.6	CPA qualifying requirements	14 N.J.R. 749(b)	R. 1982 d.405	14 N.J.R. 1309(a)
13:29-2.2	Examination for registered municipal accountant	13 N.J.R. 39(a)	R. 1981 d.67	13 N.J.R. 238(a)
13:29-3.1-3.9, 3.12-3.18	Board of Accountancy: Professional misconduct	14 N.J.R. 895(a)	R. 1982 d.407	14 N.J.R. 1309(b)
13:30-2.5, 2.10-2.17	Dental hygienists and assistants	13 N.J.R. 231(b)	R. 1981 d.264	13 N.J.R. 442(a)
13:30-2.18	Application fees for dental hygienists	13 N.J.R. 518(b)	R. 1981 d.378	13 N.J.R. 707(c)
13:30-8.12	Dental insurance forms and professional misconduct	13 N.J.R. 102(c)	R. 1981 d.175	13 N.J.R. 366(a)
13:31-1.3	Examinations	13 N.J.R. 664(a)	R. 1981 d.491	13 N.J.R. 946(c)
13:31-1.8	Inspections of electrical work	13 N.J.R. 607(b)	R. 1982 d.92	14 N.J.R. 346(c)
13:31-2.1	Repeal: Uniform penalty letter (electrical)	13 N.J.R. 442(b)	R. 1981 d.372	13 N.J.R. 707(d)
13:32-1.8	Pressure seal on plumbing permit applications	14 N.J.R. 750(a)	R. 1982 d.388	14 N.J.R. 1219(e)
13:33-1.41	Fee schedules	12 N.J.R. 546(a)	R. 1982 d.148	13 N.J.R. 366(b)
13:35-1.5	Military service in lieu of internship (podiatry)	13 N.J.R. 366(c)	R. 1981 d.346	13 N.J.R. 608(a)
13:35-2.7	Military service in lieu of internship	13 N.J.R. 367(a)	R. 1981 d.348	13 N.J.R. 608(b)
13:35-6.2	Guidelines for externship programs	13 N.J.R. 148(a)	R. 1981 d.149	13 N.J.R. 367(b)
13:35-6.5	Responsibility for pronouncement of death	14 N.J.R. 90(a)	R. 1982 d.214	14 N.J.R. 767(a)
13:35-6.5	Correction: Responsibility for pronouncement of death	14 N.J.R. 767(a)	R. 1982 d.214	14 N.J.R. 918(b)
13:35-6.19, 6.20	Excessive fees for professional services	13 N.J.R. 232(b)	R. 1981 d.237	13 N.J.R. 443(a)
13:35-9	Certified Nurse-Midwife and lay midwife practice	14 N.J.R. 632(b)	R. 1982 d.416	14 N.J.R. 1400(a)
13:35-9.3	Emergency amend certified nurse/midwife	Emergency	R. 1981 d.21	13 N.J.R. 150(c)
13:35-9.3(c)	Operative date on certified nurse/midwife standards	Emergency	R. 1981 d.24	13 N.J.R. 150(d)
13:36-1.6	Mortuary board fees	13 N.J.R. 367(c)	R. 1982 d.105	14 N.J.R. 346(d)
13:36-3.4	Mortuary science examination subjects	14 N.J.R. 897(a)	R. 1982 d.409	14 N.J.R. 1309(c)
13:36-4.1	Mortuary science: License renewals	14 N.J.R. 751(a)	R. 1982 d.333	14 N.J.R. 1110(a)
13:36-5.12	Advertising of funeral services	13 N.J.R. 368(a)	R. 1981 d.349	13 N.J.R. 609(a)
13:36-5.12	Mortuary advertising requirements	14 N.J.R. 898(a)	R. 1982 d.404	14 N.J.R. 1309(d)
13:36-9.1	Uniform penalty letter	13 N.J.R. 452(c)	R. 1981 d.347	13 N.J.R. 609(b)
13:37-1.26	Board of Nursing rule	13 N.J.R. 149(a)	R. 1981 d.174	13 N.J.R. 370(a)
13:37-9.2	Practical nursing licensure by examination	14 N.J.R. 701(a)	R. 1982 d.406	14 N.J.R. 1309(e)
13:37-12.1	Board of Nursing: Licensure fees	14 N.J.R. 635(a)	R. 1982 d.408	14 N.J.R. 1310(a)
13:38-1.9, 1.10	Optometric advertising	13 N.J.R. 233(a)	R. 1981 d.295	13 N.J.R. 519(a)
13:39-9.12	Outdated or sample drugs	13 N.J.R. 235(a)	R. 1981 d.350	13 N.J.R. 609(c)
13:39-9.17	Advertising and sale of prescription drugs	13 N.J.R. 445(a)	R. 1981 d.377	13 N.J.R. 708(a)
13:40-6.1	Engineer and surveyor test fees	13 N.J.R. 446(a)	R. 1982 d.142	14 N.J.R. 429(c)
13:40-7	Division of responsibility in site planning	13 N.J.R. 231(a)	R. 1981 d.320	13 N.J.R. 607(a)
13:41-4	Division of responsibility in site planning	13 N.J.R. 231(a)	R. 1981 d.320	13 N.J.R. 607(a)
13:44-2.1	Veterinary prescriptions	13 N.J.R. 519(b)	R. 1981 d.451	13 N.J.R. 847(a)
13:44-2.12	Patient records	13 N.J.R. 520(a)	R. 1981 d.450	13 N.J.R. 847(b)
13:44-3.1	Repeal: Uniform penalty letter (veterinary)	13 N.J.R. 371(a)	R. 1981 d.371	13 N.J.R. 708(b)
13:44-4.1	Veterinary Medical Examiners fee schedule	14 N.J.R. 1281(a)	R. 1982 d.502	15 N.J.R. 94(b)
13:44B	Compensation for State board members	13 N.J.R. 932(a)	R. 1982 d.144	14 N.J.R. 429(d)
13:45A-15.1-15.4	Posting of retail refund policies	13 N.J.R. 665(a)	R. 1982 d.29	14 N.J.R. 160(a)
13:45A-17	Sale of advertising in quasi-official journals	13 N.J.R. 235(b)	R. 1981 d.294	13 N.J.R. 520(b)
13:45A-18.1	Fee for consumer contract review	14 N.J.R. 464(a)	R. 1982 d.221	14 N.J.R. 767(b)
13:46-1.1	Boxing and wrestling programs: Definitions	14 N.J.R. 751(b)	R. 1982 d.389	14 N.J.R. 1220(a)
13:46-1.2-1.4	Weights and classes: Recodified as subchapter 1A	14 N.J.R. 751(b)	R. 1982 d.389	14 N.J.R. 1220(a)
13:46-4	Boxing and wrestling programs: Licenses and permits	14 N.J.R. 751(b)	R. 1982 d.389	14 N.J.R. 1220(a)
13:46-15.15-15.18	Complimentary tickets for boxing and wrestling events	14 N.J.R. 971(b)	R. 1982 d.398	14 N.J.R. 1220(b)
13:46-18.12, 18.18	Repealed	14 N.J.R. 635(b)	R. 1982 d.271	14 N.J.R. 919(a)
13:46-18.15	Same day boxing programs	14 N.J.R. 635(b)	R. 1982 d.271	14 N.J.R. 919(a)
13:47A-3.1	Securities industry: Nonduplication of fingerprinting	14 N.J.R. 550(a)	R. 1982 d.304	14 N.J.R. 981(c)
13:47A-5.2	Broker-dealer registration	14 N.J.R. 551(a)	R. 1982 d.265	14 N.J.R. 919(b)
13:47A-9.13	Repealed exemption restriction for private offering to sophisticated investors	14 N.J.R. 552(a)	R. 1982 d.266	14 N.J.R. 919(c)
13:47B-1.1	Correction to Code: Liquid measuring devices	-----	-----	14 N.J.R. 1315(b)
13:47C-5	Repealed: Rules on precious metal sales	13 N.J.R. 818(a)	R. 1982 d.96	14 N.J.R. 346(e)
13:47C-6	Bonding of transient buyers	13 N.J.R. 819(a)	R. 1982 d.93	14 N.J.R. 346(f)
13:51	Certification for chemical breath testing	14 N.J.R. 376(a)	R. 1982 d.187	14 N.J.R. 660(a)
13:70	Thoroughbred racing rules	14 N.J.R. 91(a)	R. 1982 d.183	14 N.J.R. 661(a)
13:70-6.16	Racing: Eligibility of maidens	13 N.J.R. 520(c)	R. 1981 d.489	13 N.J.R. 946(d)
13:70-29.48	Emergency amend daily double pool	Emergency	R. 1981 d.32	13 N.J.R. 150(f)
13:70-29.48	Racing: Entries and daily double	13 N.J.R. 521(a)	R. 1981 d.490	13 N.J.R. 947(a)
13:71	Harness racing regulation	13 N.J.R. 820(a)	R. 1982 d.109	14 N.J.R. 347(a)
13:75-1.7	Violent crimes funeral compensation	13 N.J.R. 743(a)	R. 1982 d.37	14 N.J.R. 208(c)

(Title 13, Transmittal 17 dated January 14, 1981)

PUBLIC UTILITIES—TITLE 14

(Title 14, Transmittal 16 dated June 21, 1982)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
ENERGY-TITLE 14A				
14A:3-11.3, 11.5	Designation of used oil collection sites (Title 14A, Transmittal 8 dated June 21, 1982)	13 N.J.R. 681(a)	R. 1982 d.262	14 N.J.R. 919(d)
STATE-TITLE 15				
15:15-8.1, 8.2	Repeal rules on Register and Code (Title 15, Transmittal 13 dated March 19, 1981)	14 N.J.R. 366(a)	R. 1982 d.339	14 N.J.R. 1163(b)
PUBLIC ADVOCATE-TITLE 15A (Title 15A, Transmittal 1 dated March 20, 1978)				
TRANSPORTATION-TITLE 16				
16:22-1.1, 1.2, 1.4	Transportation Rehabilitation and Improvement funds	14 N.J.R. 97(a)	R. 1982 d.68	14 N.J.R. 284(a)
16:26-1.1	Traffic signal information	13 N.J.R. 152(b)	R. 1981 d.164	13 N.J.R. 372(a)
16:27-1.4	Repeal traffic and parking on NJDOT property	13 N.J.R. 153(a)	R. 1981 d.165	13 N.J.R. 372(b)
16:28-1.2	Speed limit on Route I-80	13 N.J.R. 153(b)	R. 1981 d.150	13 N.J.R. 372(c)
16:28-1.15	Speed limits along Route 13	13 N.J.R. 155(a)	R. 1981 d.152	13 N.J.R. 372(d)
16:28-1.16	Speed rates on I-195	14 N.J.R. 323(a)	R. 1982 d.172	14 N.J.R. 580(a)
16:28-1.17	Speed limits on Route 147	13 N.J.R. 239(a)	R. 1981 d.196	13 N.J.R. 451(a)
16:28-1.23	Speed limits along Route 18	13 N.J.R. 744(b)	R. 1981 d.484	13 N.J.R. 947(d)
16:28-1.23	School speed zone on Route 18 in Old Bridge	Emergency	R. 1982 d.465	15 N.J.R. 41(a)
16:28-1.41	US 9 and 35 speed changes in Atlantic County	13 N.J.R. 838(a)	R. 1982 d.11	14 N.J.R. 160(c)
16:28-1.49	Speed limits on Route 35	13 N.J.R. 451(b)	R. 1981 d.333	13 N.J.R. 612(a)
16:28-1.56	Speed rates on US 40 and 322	14 N.J.R. 323(a)	R. 1982 d.172	14 N.J.R. 580(a)
16:28-1.69	Speed rates on US 130	14 N.J.R. 323(a)	R. 1982 d.172	14 N.J.R. 580(a)
16:28-1.69	Speed rates on US130 in Gloucester County	14 N.J.R. 824(a)	R. 1982 d.323	14 N.J.R. 1060(d)
16:28-1.69	Speed rates on US 130 in North Brunswick	14 N.J.R. 1197(b)	R. 1982 d.499	15 N.J.R. 94(c)
16:28-1.72	Speed limits on US 206 and 130 in Bordentown	14 N.J.R. 324(a)	R. 1982 d.168	14 N.J.R. 580(b)
16:28-1.111	Speed limits for Route 87	13 N.J.R. 452(a)	R. 1981 d.334	13 N.J.R. 613(a)
16:28A-1.1, 1.2, 1.4, 1.7	Parking on Routes US1, 1 and 9, 4, US9	14 N.J.R. 637(a)	R. 1982 d.283	14 N.J.R. 982(a)
16:28A-1.2	Parking on Routes 1 and 9	13 N.J.R. 239(b)	R. 1981 d.195	13 N.J.R. 452(b)
16:28A-1.2	Parking on Route 1 and 9 in Newark	14 N.J.R. 1049(a)	R. 1982 d.420	14 N.J.R. 1402(a)
16:28A-1.3, 1.5	Parking on Routes 3 and 5	14 N.J.R. 552(b)	R. 1982 d.247	14 N.J.R. 919(e)
16:28A-1.4	Route 4 bus stops	14 N.J.R. 98(a)	R. 1982 d.83	14 N.J.R. 347(b)
16:28A-1.4	Bus stops on Route 4 in Elmwood Park	14 N.J.R. 825(a)	R. 1982 d.328	14 N.J.R. 1100(b)
16:28A-1.6	Restricted parking along Route 7	13 N.J.R. 522(a)	R. 1981 d.383	13 N.J.R. 778(b)
16:28A-1.6	Restricted parking on Route 7	13 N.J.R. 745(a)	R. 1981 d.483	13 N.J.R. 947(b)
16:28A-1.6	Parking on Route 7	14 N.J.R. 424(a)	R. 1982 d.203	14 N.J.R. 710(a)
16:28A-1.7	Route US 9 parking	13 N.J.R. 154(a)	R. 1981 d.151	13 N.J.R. 373(a)
16:28A-1.7	Route US 9 parking	13 N.J.R. 157(b)	R. 1981 d.156	13 N.J.R. 373(b)
16:28A-1.7	Parking on US 9	13 N.J.R. 240(a)	R. 1981 d.191	13 N.J.R. 453(a)
16:28A-1.7	US 9 parking	13 N.J.R. 239(b)	R. 1981 d.195	13 N.J.R. 452(b)
16:28A-1.7	Restricted parking along Route US 9	13 N.J.R. 452(c)	R. 1981 d.335	13 N.J.R. 613(b)
16:28A-1.7	Restricted parking on US 9	13 N.J.R. 745(b)	R. 1981 d.487	13 N.J.R. 947(f)
16:28A-1.7	Parking on Routes US9 and 40	13 N.J.R. 932(b)	R. 1982 d.44	14 N.J.R. 236(a)
16:28A-1.7	Parking on US9	14 N.J.R. 199(a)	R. 1982 d.116	14 N.J.R. 391(b)
16:28A-1.8	Parking and bus stops on Route 10	14 N.J.R. 464(b)	R. 1982 d.223	14 N.J.R. 838(a)
16:28A-1.9	Bus stops on Routes 17 and 166	13 N.J.R. 933(a)	R. 1982 d.45	14 N.J.R. 236(b)
16:28A-1.9	Parking on Rt. 17 in Mahwah	Emergency	R. 1982 d.132	14 N.J.R. 429(e)
16:28A-1.9	Readopted: Route 17 parking in Mahwah	14 N.J.R. 429(e)	R. 1982 d.201	14 N.J.R. 710(b)
16:28A-1.9, 1.10, 1.11, 1.13, 1.15	Parking on Routes 17, 20, 21, US22, 23	14 N.J.R. 637(a)	R. 1982 d.283	14 N.J.R. 982(a)
16:28A-1.13	Parking on US22	14 N.J.R. 199(a)	R. 1982 d.116	14 N.J.R. 391(b)
16:28A-1.13	Route US 22	13 N.J.R. 154(a)	R. 1981 d.151	13 N.J.R. 373(a)
16:28A-1.13	Parking on US 22	14 N.J.R. 753(a)	R. 1982 d.313	14 N.J.R. 1061(a)
16:28A-1.13	Parking on US 22	14 N.J.R. 1198(a)	R. 1982 d.500	15 N.J.R. 94(d)
16:28A-1.14	Restricted parking along Route US 22 alternate	13 N.J.R. 453(b)	R. 1981 d.336	13 N.J.R. 613(c)
16:28A-1.15	Route 23 parking	13 N.J.R. 154(a)	R. 1981 d.151	13 N.J.R. 373(a)
16:28A-1.15	Parking on Route 23	13 N.J.R. 241(a)	R. 1981 d.192	13 N.J.R. 454(b)
16:28A-1.15	Restricted parking along Route 23	13 N.J.R. 454(a)	R. 1981 d.337	13 N.J.R. 613(d)
16:28A-1.15	Parking on Routes 23 (Temporary)	14 N.J.R. 1199(a)	R. 1982 d.501	15 N.J.R. 95(a)
16:28A-1.16	Restricted parking along Route 24	13 N.J.R. 455(a)	R. 1981 d.338	13 N.J.R. 613(e)
16:28A-1.16	Route 24 parking	14 N.J.R. 553(a)	R. 1982 d.248	14 N.J.R. 919(f)
16:28A-1.18	Restricted parking along Route 27	13 N.J.R. 373(c)	R. 1981 d.312	13 N.J.R. 613(f)
16:28A-1.18	Route 27 bus stops in Edison	13 N.J.R. 934(a)	R. 1982 d.46	14 N.J.R. 236(c)
16:28A-1.18	Parking on Route 27	14 N.J.R. 554(a)	R. 1982 d.249	14 N.J.R. 920(a)
16:28A-1.18, 1.19	Parking on Routes 27, 28	14 N.J.R. 637(a)	R. 1982 d.283	14 N.J.R. 982(a)

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16:28A-1.19	Route 28 parking	13 N.J.R. 155(b)	R. 1981 d.153	13 N.J.R. 373(d)
16:28A-1.19	Route 28 parking	13 N.J.R. 157(b)	R. 1981 d.156	13 N.J.R. 373(b)
16:28A-1.19	Parking on Route 28	13 N.J.R. 242(a)	R. 1981 d.193	13 N.J.R. 455(b)
16:28A-1.19	Parking on Route 28	13 N.J.R. 240(a)	R. 1981 d.191	13 N.J.R. 453(a)
16:28A-1.19	Route 28 parking in Roselle Park	14 N.J.R. 138(a)	R. 1982 d.111	14 N.J.R. 391(c)
16:28A-1.20, 1.21	Parking on Routes 29 and US 30	14 N.J.R. 554(b)	R. 1982 d.250	14 N.J.R. 920(b)
16:28A-1.21	Parking on US30	14 N.J.R. 825(b)	R. 1982 d.322	14 N.J.R. 1061(b)
16:28A-1.22	Parking on Route 31	14 N.J.R. 555(a)	R. 1982 d.251	14 N.J.R. 920(c)
16:28A-1.23	Route 33 parking	13 N.J.R. 154(a)	R. 1981 d.151	13 N.J.R. 373(a)
16:28A-1.23	Route 33 parking	13 N.J.R. 156(a)	R. 1981 d.154	13 N.J.R. 374(a)
16:28A-1.23	Route 33 parking in Hopewell Township	13 N.J.R. 838(b)	R. 1982 d.12	14 N.J.R. 161(a)
16:28A-1.23, 1.24, 1.25	Parking on Routes 33, 34, 35	14 N.J.R. 637(a)	R. 1982 d.283	14 N.J.R. 982(a)
16:28A-1.23, 1.25	Restricted parking on Routes 33 and 35	13 N.J.R. 746(a)	R. 1981 d.482	13 N.J.R. 947(c)
16:28A-1.25	Route 35 parking	13 N.J.R. 157(a)	R. 1981 d.155	13 N.J.R. 374(b)
16:28A-1.25	Parking on Routes 35 and 439	14 N.J.R. 35(a)	R. 1982 d.60	14 N.J.R. 284(b)
16:28A-1.25	Parking on Route 35	14 N.J.R. 324(b)	R. 1982 d.173	14 N.J.R. 580(c)
16:28A-1.25	Route 35 parking	14 N.J.R. 1198(a)	R. 1982 d.500	15 N.J.R. 94(d)
16:28A-1.25	Route 35 parking	14 N.J.R. 1199(a)	R. 1982 d.501	15 N.J.R. 95(a)
16:28A-1.26	Parking on Route 36	13 N.J.R. 453(a)	R. 1981 d.191	13 N.J.R. 453(a)
16:28A-1.26, 1.27, 1.28, 1.31, 1.32	Parking on Routes 36, 38, 40, 45, 46	14 N.J.R. 702(b)	R. 1982 d.312	14 N.J.R. 1061(c)
16:28A-1.27	Parking on Route 38	14 N.J.R. 424(a)	R. 1982 d.203	14 N.J.R. 710(a)
10:28A-1.27	Parking on Route 38	14 N.J.R. 753(a)	R. 1982 d.313	14 N.J.R. 1061(a)
16:28A-1.28	Restricted parking on US 40 and Route 70	13 N.J.R. 747(a)	R. 1981 d.481	13 N.J.R. 947(e)
16:28A-1.28	Parking on Routes US9 and 40	13 N.J.R. 932(b)	R. 1982 d.44	14 N.J.R. 236(a)
16:28A-1.32	Parking on Route US 46	13 N.J.R. 241(a)	R. 1981 d.192	13 N.J.R. 454(b)
16:28A-1.32	Parking on Route US 46	13 N.J.R. 242(b)	R. 1981 d.194	13 N.J.R. 455(c)
16:28A-1.32	Restricted parking along Route US 46	13 N.J.R. 522(b)	R. 1981 d.384	13 N.J.R. 779(a)
16:28A-1.32	Restricted parking on US 46	13 N.J.R. 747(b)	R. 1981 d.480	13 N.J.R. 948(a)
16:28A-1.32	Parking on Routes US46 and 202 in Morris County	13 N.J.R. 935(a)	R. 1982 d.47	14 N.J.R. 236(d)
16:28A-1.33, 1.36, 1.37, 1.38, 1.40, 1.41, 1.42, 1.45, 1.46	Parking on Routes 47, 57, 70, 71, 73, 77, 79, 94, US 130	14 N.J.R. 637(a)	R. 1982 d.283	14 N.J.R. 982(a)
16:28A-1.34	Parking on Route 49	14 N.J.R. 554(a)	R. 1982 d.249	14 N.J.R. 920(a)
16:28A-1.36, 1.37	Parking on Routes 57 and 70	13 N.J.R. 242(b)	R. 1981 d.194	13 N.J.R. 455(c)
16:28A-1.37	Restricted parking along Route 70	13 N.J.R. 456(a)	R. 1981 d.339	13 N.J.R. 614(a)
16:28A-1.37	Route 70 parking	13 N.J.R. 747(a)	R. 1981 d.481	13 N.J.R. 947(e)
16:28A-1.38	Parking on Route 71 in Belmar	14 N.J.R. 325(a)	R. 1982 d.174	14 N.J.R. 580(d)
16:28A-1.41	Parking on Route 77	14 N.J.R. 324(b)	R. 1982 d.173	14 N.J.R. 580(c)
16:28A-1.43	Restricted parking along Route 82	13 N.J.R. 522(b)	R. 1981 d.384	13 N.J.R. 779(a)
16:28A-1.44	Route 88 parking	13 N.J.R. 155(b)	R. 1981 d.153	13 N.J.R. 373(d)
16:28A-1.46	Parking on US 130	13 N.J.R. 746(a)	R. 1981 d.482	13 N.J.R. 947(c)
16:28A-1.50	Bus stops on Routes 17 and 166	13 N.J.R. 933(a)	R. 1982 d.45	14 N.J.R. 236(b)
16:28A-1.50, 1.51	Parking on Routes 166, 168	14 N.J.R. 702(b)	R. 1982 d.312	14 N.J.R. 1061(c)
16:28A-1.51	Restricted parking along Route 168	13 N.J.R. 522(b)	R. 1981 d.384	13 N.J.R. 779(a)
16:28A-1.52, 1.55, 1.57	Parking on Routes 173, US 202, US 206	14 N.J.R. 637(a)	R. 1982 d.283	14 N.J.R. 982(a)
16:28A-1.55	Parking on Routes US46 and 202 in Morris County	13 N.J.R. 935(a)	R. 1982 d.47	14 N.J.R. 236(d)
16:28A-1.55	Restricted parking on State highways	13 N.J.R. 455(a)	R. 1981 d.338	13 N.J.R. 613(e)
16:28A-1.56, 1.63	Parking on US 202-206 and 202-31	14 N.J.R. 556(a)	R. 1982 d.252	14 N.J.R. 920(d)
16:28A-1.57	Route US 206 parking	13 N.J.R. 155(b)	R. 1981 d.153	13 N.J.R. 373(d)
16:28A-1.57	Route US 206 parking	13 N.J.R. 156(a)	R. 1981 d.154	13 N.J.R. 374(a)
16:28A-1.57	Parking along US 206	13 N.J.R. 453(b)	R. 1981 d.336	13 N.J.R. 613(c)
16:28A-1.57	US206 parking in Hamilton Township	14 N.J.R. 139(a)	R. 1982 d.112	14 N.J.R. 391(d)
16:28A-1.60	Restricted parking on Route US 322-47	13 N.J.R. 523(a)	R. 1981 d.382	13 N.J.R. 779(b)
16:28A-1.61	Bus stops on US9W in Fort Lee	14 N.J.R. 139(b)	R. 1982 d.113	14 N.J.R. 391(e)
16:28A-1.61	Bustops and parking on US 9W	14 N.J.R. 465(a)	R. 1982 d.224	14 N.J.R. 838(b)
16:28A-1.64	Route 41 parking	13 N.J.R. 157(a)	R. 1981 d.155	13 N.J.R. 374(b)
16:28A-1.64	Parking on Route 41	14 N.J.R. 425(a)	R. 1982 d.202	14 N.J.R. 710(c)
16:28A-1.65	Route 15 parking	13 N.J.R. 154(a)	R. 1981 d.151	13 N.J.R. 373(a)
16:28A-1.65	Parking on Route 15	14 N.J.R. 466(a)	R. 1982 d.226	14 N.J.R. 838(c)
16:28A-1.65	Route 15 Parking	14 N.J.R. 1198(a)	R. 1982 d.500	15 N.J.R. 94(d)
16:28A-1.66	Parking on Route 18	13 N.J.R. 239(b)	R. 1981 d.195	13 N.J.R. 452(b)
16:28A-1.67	Route 63 parking	13 N.J.R. 157(a)	R. 1981 d.155	13 N.J.R. 374(b)
16:28A-1.67, 1.71	Parking on Routes 63, 67	14 N.J.R. 637(a)	R. 1982 d.283	14 N.J.R. 982(a)
16:28A-1.68	Route 93 parking	13 N.J.R. 155(b)	R. 1981 d.153	13 N.J.R. 373(d)
16:28A-1.68	Parking on Route 93	14 N.J.R. 199(a)	R. 1982 d.116	14 N.J.R. 391(b)

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16:28A-1.69	Parking on Route 124	13 N.J.R. 240(a)	R. 1981 d. 191	13 N.J.R. 453(a)
16:28A-1.68, 1.70	Parking on Routes 93, 439	14 N.J.R. 702(b)	R. 1982 d. 312	14 N.J.R. 1061(c)
16:28A-1.70	Parking on Routes 35 and 439	14 N.J.R. 35(a)	R. 1982 d. 60	14 N.J.R. 284(b)
16:28A-1.71	Bus stops on Route 67 in Fort Lee	14 N.J.R. 139(b)	R. 1982 d. 113	14 N.J.R. 391(e)
16:28A-1.72, 1.73	Parking on Routes 31-57 and 32	14 N.J.R. 555(a)	R. 1982 d. 251	14 N.J.R. 920(c)
16:28A-1.74-1.94	Parking on Routes 33-34, 35, 35-71, 37, US 40-50, 53, 59, I-80, 87, US 130, 33, 153, 159, 161, 182, 62, 208, 280, I-280, 287, I-295, US322, US322-45	14 N.J.R. 637(a)	R. 1982 d. 283	14 N.J.R. 982(a)
16:28A-1.95	Parking on Rising Sun Square Road, Bordentown (Emergency)	14 N.J.R. 825(b)	R. 1982 d. 282	14 N.J.R. 982(b)
16:28A-1.95	Readopted: Parking on Rising Sun Square Road	14 N.J.R. 825(b)	R. 1982 d. 322	14 N.J.R. 1061(b)
16:30-2.6	Stop and yield intersection: Old Yorke Road-Rising Sun Square Road Bordentown	Emergency	R. 1982 d. 308	14 N.J.R. 990(a)
16:30-2.6	Readopted: Stop sign on Old Yorke Road	14 N.J.R. 990(a)	R. 1982 d. 414	14 N.J.R. 1402(b)
16:30-3.4	US 9 bus and HOV lane in Middlesex County	Emergency	R. 1982 d. 200	14 N.J.R. 661(b)
16:30-3.4	Readopted: US9 bus and HOV lane	14 N.J.R. 661(b)	R. 1982 d. 299	14 N.J.R. 982(c)
16:30-3.6	Readopt HOV lanes along Route 444	13 N.J.R. 456(b)	R. 1981 d. 323	14 N.J.R. 614(b)
16:30-3.6	Repeal HOV lanes on Parkway	Emergency	R. 1982 d. 196	14 N.J.R. 662(a)
16:30-3.6	Repealed: HOV lanes on Parkway	14 N.J.R. 662(a)	R. 1982 d. 294	14 N.J.R. 982(d)
16:31-1.10	Turns along Route US 30	13 N.J.R. 457(a)	R. 1981 d. 340	13 N.J.R. 614(c)
16:31-1.16	No left turn along Route 79	13 N.J.R. 614(d)	R. 1981 d. 460	13 N.J.R. 895(b)
16:31-1.17	Left turns on Route 73, Winslow Twp.	14 N.J.R. 466(b)	R. 1982 d. 225	14 N.J.R. 838(d)
16:31-1.18	Turns on Route 31 in Hunterdon County	14 N.J.R. 826(a)	R. 1982 d. 327	14 N.J.R. 1100(c)
16:31-1.19	Turns on Route 33 in Mercer County	14 N.J.R. 973(a)	R. 1982 d. 394	14 N.J.R. 1220(c)
16:31A-1.4, 1.13, 1.17, 1.19, 1.23	Prohibited rights on red: Routes 4, 18, 24, 28, 33	13 N.J.R. 935(b)	R. 1982 d. 48	14 N.J.R. 236(e)
16:31A-1.25, 1.35, 1.37, 1.65	Prohibited rights on red: Routes 35, 49, US46, and 206	13 N.J.R. 936(a)	R. 1982 d. 49	14 N.J.R. 237(a)
16:31A-1.67	Route I-280 right-on-red prohibition in Orange	13 N.J.R. 937(a)	R. 1982 d. 50	14 N.J.R. 237(b)
16:31A-1.77	Route 181 right-on-red prohibition in Sparta	13 N.J.R. 937(b)	R. 1982 d. 51	14 N.J.R. 237(c)
16:41-8.1, 8.4, 8.5, 8.6	Outdoor advertising	13 N.J.R. 615(a)	R. 1981 d. 497	14 N.J.R. 46(d)
16:41A-7.1	Outdoor Advertising Tax Act	13 N.J.R. 616(a)	R. 1981 d. 496	14 N.J.R. 47(a)
16:51	Recodified as 16:73	13 N.J.R. 881(a)	R. 1982 d. 40	14 N.J.R. 209(a)
16:51-4	Repealed: Delegation of powers	13 N.J.R. 881(a)	R. 1982 d. 40	14 N.J.R. 209(a)
16:53-2	Autobus specifications	13 N.J.R. 834(a)	R. 1982 d. 30	14 N.J.R. 160(b)
16:54	Licensing of aeronautical facilities	12 N.J.R. 289(a)	R. 1981 d. 141	13 N.J.R. 374(c)
16:54-1.3	"Commercial purposes" and balloon operations	14 N.J.R. 326(a)	R. 1982 d. 175	14 N.J.R. 580(e)
16:56-3	Repeal aircraft registry logs	13 N.J.R. 457(b)	R. 1981 d. 341	13 N.J.R. 616(b)
16:65-9	Corporate reorganization of contractors	13 N.J.R. 524(a)	R. 1981 d. 399	13 N.J.R. 779(c)
16:72	N.J. Transit procurement policies and procedures	13 N.J.R. 158(a)	R. 1981 d. 176	13 N.J.R. 374(d)
16:73	Reduced Fare Transportation Program	13 N.J.R. 881(a)	R. 1982 d. 40	14 N.J.R. 209(a)
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TREASURY-GENERAL-TITLE 17				
17:1-1.1	Administration and receipt of checks	13 N.J.R. 616(c)	R. 1981 d. 427	13 N.J.R. 779(d)
17:1-1.3, 1.8, 1.18, 1.19, 4.6, 4.25, -5, -7	Transfer between retirement systems; hearings	14 N.J.R. 1290(a)	R. 1982 d. 491	15 N.J.R. 95(b)
17:1-1.10	Pensions: Audit differences and minimum adjustments	14 N.J.R. 1200(a)	R. 1982 d. 470	15 N.J.R. 36(b)
17:1-1.14	Annual reports of salary changes	14 N.J.R. 200(a)	R. 1982 d. 358	14 N.J.R. 1163(c)
17:1-1.15	Credit unions and direct deposit agreements	13 N.J.R. 883(a)	R. 1982 d. 20	14 N.J.R. 161(b)
17:1-1.24	Pensioners' Health Plan: Coverage and termination	14 N.J.R. 35(b)	R. 1982 d. 59	14 N.J.R. 237(d)
17:1-1.24	Pensioners' Group Health Insurance	14 N.J.R. 328(a)	R. 1982 d. 346	14 N.J.R. 1163(d)
17:1-2.3	Alternate Benefit Program: Salary agreements and deductions	14 N.J.R. 1149(a)	R. 1982 d. 438	14 N.J.R. 1464(a)
17:1-2.22, 2.23	Alternate Benefit Program: Life and disability insurance	14 N.J.R. 1200(b)	R. 1982 d. 483	15 N.J.R. 95(c)
17:1-2.36	Alternate Benefit Program: Transfers and interest	14 N.J.R. 1201(a)	R. 1982 d. 480	15 N.J.R. 96(a)
17:1-4.11	Pension purchases and final payments	14 N.J.R. 328(b)	R. 1982 d. 347	14 N.J.R. 1163(e)
17:1-4.13, 4.34, 12.2	Pensions: Service credit; purchases; loan information	14 N.J.R. 1201(b)	R. 1982 d. 469	15 N.J.R. 36(c)
17:1-4.33	Leaves of absence for maternity	13 N.J.R. 617(b)	R. 1981 d. 428	13 N.J.R. 779(e)
17:1-8.12	Social Security: Employer penalties for late filings	14 N.J.R. 1202(a)	R. 1982 d. 471	15 N.J.R. 37(a)
17:1-12.1	Division of Pensions administrative priorities	14 N.J.R. 329(a)	R. 1982 d. 350	14 N.J.R. 1164(a)
17:2-3.3	PERS: Contributory insurance rate	14 N.J.R. 200(b)	R. 1982 d. 343	14 N.J.R. 1164(b)

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17:2-6.26	PERS: Critical disability claims	13 N.J.R. 748(a)	R. 1981 d.515	14 N.J.R. 105(a)
17:3-1.1	Teachers' Pension: Board meetings	14 N.J.R. 201(a)	R. 1982 d.344	14 N.J.R. 1164(c)
17:3-5	Teachers' Pension: Purchase and eligible service	13 N.J.R. 618(b)	R. 1981 d.510	14 N.J.R. 105(b)
17:3-6.4	Loan repayments to teachers' fund	13 N.J.R. 748(b)	R. 1982 d.14	14 N.J.R. 161(c)
17:3-6.15	Teachers' Pension: Compulsory retirement	13 N.J.R. 620(a)	R. 1981 d.509	14 N.J.R. 105(c)
17:3-6.25	Teacher's fund: Critical disability claims	13 N.J.R. 749(a)	R. 1982 d.15	14 N.J.R. 161(d)
17:4-1.1	Police and firemen's pension board meetings	13 N.J.R. 938(a)	R. 1982 d.64	14 N.J.R. 284(c)
17:4-5	Police and firemen's purchases and eligible service	13 N.J.R. 682(a)	R. 1982 d.4	14 N.J.R. 161(e)
17:4-5.1, 6.2, 6.6	Insurance purchases and retirement	13 N.J.R. 310(b)	R. 1982 d.292	13 N.J.R. 525(c)
17:4-6.13	Police and firemen's critical disability claims	13 N.J.R. 684(a)	R. 1982 d.5	14 N.J.R. 162(a)
17:4-6.14	Insurance purchases and retirement	13 N.J.R. 310(b)	R. 1982 d.292	13 N.J.R. 525(c)
17:5-2.5	State Police pension coverage and unpaid leaves	13 N.J.R. 938(b)	R. 1982 d.65	14 N.J.R. 284(d)
17:5-4.1, 4.2 4.3	State Police pension purchases and eligible service	13 N.J.R. 939(a)	R. 1982 d.66	14 N.J.R. 284(e)
17:5-5.15	State Police: Critical disability claims	13 N.J.R. 939(a)	R. 1982 d.67	14 N.J.R. 285(a)
17:6-3.9	Consolidated police and firemen's disability	13 N.J.R. 749(b)	R. 1982 d.349	14 N.J.R. 1164(d)
17:7-3.10	Prison officers' fund: Disability claims	13 N.J.R. 750(a)	R. 1982 d.89	14 N.J.R. 347(c)
17:8-4	Supplemental Annuity: Voluntary employee contributions	14 N.J.R. 556(b)	R. 1982 d.348	14 N.J.R. 1164(e)
17:9-5.11	Health coverage and 10-month employees	14 N.J.R. 36(a)	R. 1982 d.341	14 N.J.R. 1165(a)
17:10-3.2	Judicial Retirement System: Maternity leave	14 N.J.R. 201(b)	R. 1982 d.345	14 N.J.R. 1165(b)
17:10-5.10	Judicial Retirement System: Disability	14 N.J.R. 140(a)	R. 1982 d.342	14 N.J.R. 1165(c)
17:12-5.1	Subscription fee for State contract information	14 N.J.R. 1085(b)	R. 1982 d.481	15 N.J.R. 96(b)
17:16-5.1-5.6	State Investment Council funds	14 N.J.R. 329(b)	R. 1982 d.397	14 N.J.R. 1220(d)
17:16-5.5	Classification of funds: Temporary reserve group	13 N.J.R. 620(c)	R. 1982 d.188	14 N.J.R. 663(a)
17:16-11.3, 12.2, 12.3	Investment rules	13 N.J.R. 526(b)	R. 1982 d.192	14 N.J.R. 663(b)
17:16-27.1	Collateralized Certificates of deposit	13 N.J.R. 528(a)	R. 1982 d.191	14 N.J.R. 663(c)
17:16-28.3, 28.4, 29.3	Investment rules	13 N.J.R. 526(b)	R. 1982 d.192	14 N.J.R. 663(b)
17:16-31.9, 40.1	Administrative expenses; collateralized securities	13 N.J.R. 528(a)	R. 1982 d.191	14 N.J.R. 663(c)
17:16-31.15	Cash Management Fund: Statement correction	14 N.J.R. 899(a)	R. 1982 d.363	14 N.J.R. 1166(a)
17:16-42.2, 42.4	Covered call options: Expanded trading	13 N.J.R. 750(b)	R. 1982 d.193	14 N.J.R. 663(d)
17:16-42.3	Investment rules	13 N.J.R. 526(b)	R. 1982 d.192	14 N.J.R. 663(b)
17:16-43.1, 43.2	Mortgage-backed securities	14 N.J.R. 652(a)	R. 1982 d.396	14 N.J.R. 1221(a)
17:16-44	State Employees Deferred Compensation Plan	14 N.J.R. 900(a)	R. 1982 d.362	14 N.J.R. 1166(b)
17:26-2	Spill compensation tax and Federal Superfund	14 N.J.R. 36(b)	R. 1982 d.79	14 N.J.R. 285(b)
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18:5-12.5	Penalty for smuggling unstamped cigarettes	14 N.J.R. 331(a)	R. 1982 d.256	14 N.J.R. 920(e)
18:7-1.15	Investment company defined	13 N.J.R. 684(b)	R. 1982 d.34	14 N.J.R. 209(b)
18:7-3	Installment payments for corporation tax	13 N.J.R. 688(a)	R. 1982 d.6	14 N.J.R. 105(d)
18:7-3.5	Corporation Business Tax and short table	14 N.J.R. 826(b)	R. 1982 d.395	14 N.J.R. 1221(b)
18:7-3.14	Correction: Installment payments for corporation tax	13 N.J.R. 688(a)	R. 1982 d.6	14 N.J.R. 1065(a)
18:7-11.12	Emergency extension for filing corporate return	Emergency	R. 1981 d.163	13 N.J.R. 377(a)
18:7-11.12, 13.6, 14.2	Installment payments for corporation tax	13 N.J.R. 688(a)	R. 1982 d.6	14 N.J.R. 105(d)
18:12-6A.8	Multiple dwelling exemptions and tax list designations (joint adoption, see 5:22-2.6)	14 N.J.R. 72(b)	R. 1982 d.78	14 N.J.R. 278(b)
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18:12-7.12	Readopted: Homestead rebate filing extension	13 N.J.R. 948(b)	R. 1982 d.41	14 N.J.R. 212(a)
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18:12A-1.20	County boards of taxation	13 N.J.R. 44(d)	R. 1981 d.44	13 N.J.R. 165(a)
18:14-1.1, 2.2, 2.3, 2.4, 2.7, 2.8, 2.10, 3.4, 3.6, 3.9, 3.10	Local property tax senior citizens deduction	13 N.J.R. 462(d)	R. 1981 d.426	13 N.J.R. 779(f)
18:18-3.6	Distributors and gas jobbers bond ceiling	14 N.J.R. 202(a)	R. 1982 d.140	14 N.J.R. 430(a)
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18:19-2.2	Retail gasoline prices display	14 N.J.R. 331(b)	R. 1982 d.257	14 N.J.R. 921(a)
18:19-2.7	Cash discounts: Motor fuel sales	14 N.J.R. 705(a)	R. 1982 d.369	14 N.J.R. 1166(c)
18:24-2.3	Sales and Use Tax Act	13 N.J.R. 163(a)	R. 1981 d.209	13 N.J.R. 465(a)

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18:24-28	Taxation of purchase or use of race horses	13 N.J.R. 622(a)	R. 1981 d.436	13 N.J.R. 847(c)
18:26-2.12, 5.9 5.17, 5.19, 6.16, 6.17, 8.6, 8.12	Transfer Inheritance Tax	13 N.J.R. 623(a)	R. 1981 d.477	13 N.J.R. 948(d)
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18:35-1.16	All-savers interest exclusion	14 N.J.R. 332(a)	R. 1982 d.258	14 N.J.R. 921(b)
18:35-2	Debt liability and tax refunds and rebates	13 N.J.R. 940(a)	R. 1982 d.161	14 N.J.R. 474(b)
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5:90	Repealed: Urban Loan Authority rules	14 N.J.R. 558(a)	R. 1982 d.288	14 N.J.R. 983(a)
19:1-1.6	Debarment and suspension from contracting	14 N.J.R. 1050(a)	R. 1982 d.413	14 N.J.R. 1310(b)
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19:4-3.2	Meadowlands zoning exemptions	14 N.J.R. 231(b)	R. 1982 d.163	14 N.J.R. 581(b)
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19:8-1.2	Speed limits on Garden State Parkway	14 N.J.R. 827(a)	R. 1982 d.325	14 N.J.R. 1101(a)
19:8-1.9	Autobus length allowable on Parkway	14 N.J.R. 333(a)	R. 1982 d.116	14 N.J.R. 581(c)
19:8-2.11	Garden State Arts Center	13 N.J.R. 247(e)	R. 1981 d.169	13 N.J.R. 378(a)
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19:30-5	Debarment of applicants and contractors	12 N.J.R. 356(a)	R. 1981 d.167	13 N.J.R. 378(d)

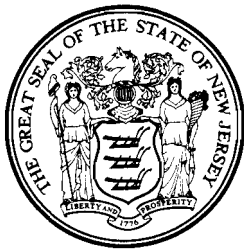
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TITLE 19 SUBTITLE K—CASINO CONTROL COMMISSION

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19:45	Accounting and internal controls	13 N.J.R. 534(b)	R.1981 d.437	13 N.J.R. 848(b)
19:45-1.3, 1.7	Correction: Annual audit	13 N.J.R. 47(c)	R.1981 d.272	13 N.J.R. 628(a)
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19:45-1.12	Internal and gaming controls	13 N.J.R. 534(b)	R.1982 d.206	14 N.J.R. 710(d)
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(Title 19 Subtitle K, Transmittal 3 dated January 14, 1981)



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March 7 issue:	
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