

STATE OF NEW JERSEY
NEW JERSEY ADMINISTRATIVE CODE

Title 1. Office of Administrative Law

Published and Distributed by
WEST PUBLISHING CO.
ST. PAUL, MINN.

Supp. 4-15-96

Copyright 1996 New Jersey Office of Administrative Law

**OFFICIAL PUBLICATION
OF THE STATE OF NEW JERSEY**

**Christine Todd Whitman, Governor
Barbara A. Harned, Director
and Chief Administrative Law Judge
Office of Administrative Law**

The New Jersey Administrative Code is an official publication of the State of New Jersey. N.J.S.A. 52:14B-7. The Code contains all effective rules adopted by State agencies and filed with the Office of Administrative Law pursuant to the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., and the Office of Administrative Law Rulemaking Rules, N.J.A.C. 1:30. Judicial notice may be taken of the text of each rule published in the New Jersey Administrative Code or the New Jersey Register. N.J.S.A. 52:14B-5(e).

HOW TO CITE

The New Jersey Administrative Code shall be cited as N.J.A.C. The citation to a particular section in the Code shall include the numerical designations of the title, chapter, subchapter and section referred to, preceded by the initials N.J.A.C. Example: N.J.A.C. 1:30-1.4.

CASE NOTES

The case notes for Title 1 of the New Jersey Administrative Code were compiled from reported cases published in the Federal case reporters, the New Jersey Reports, the New Jersey Superior Court Reports, the New Jersey Tax Court Reports, the New Jersey Administrative Reports and the Formal Opinions of the Attorney General of New Jersey from September 1, 1969 (the effective date of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.).

CASE NOTE ABBREVIATIONS

A.	-----	Atlantic Reporter
A.2d	-----	Atlantic Reporter, Second Series
aff'd	-----	affirmed
App. Div.	-----	Appellate Division, Superior Court
Assn.	-----	Association
B.R.	-----	Bankruptcy Reporter
Bd.	-----	Board
Bkrcty. Ct.	-----	United States Bankruptcy Court
Boro.	-----	Borough
cert. den.	-----	certiorari denied
cert. granted	-----	certiorari granted
C.F.R.	-----	Code of Federal Regulations
Ch. Div.	-----	Chancery Division, Superior Court
Cir.	-----	United States Court of Appeals
Co.	-----	Company
Corp.	-----	Corporation
Cty.	-----	County
Cty. Ct.	-----	County Court
D.	-----	United States District Court
Dept.	-----	Department
Div.	-----	Division
Dkt. No.	-----	Docket Number
Ed.	-----	Education
F.R.	-----	Federal Register
F.2d	-----	Federal Reporter, Second Series
F.3d	-----	Federal Reporter, Third Series
F.Supp.	-----	Federal Supplement
Inc.	-----	Incorporated
J.D.R. Ct.	-----	Juvenile and Domestic Relations Court
Law Div.	-----	Law Division, Superior Court
L.Ed.2d	-----	Lawyers' Edition, Second Series
N.J.	-----	New Jersey Reports
N.J.A.C.	-----	New Jersey Administrative Code
N.J.A.R.	-----	New Jersey Administrative Reports
N.J.L.J.	-----	New Jersey Law Journal
N.J.R.	-----	New Jersey Register
N.J.S.A.	-----	New Jersey Statutes Annotated
N.J. Super.	-----	New Jersey Superior Court Reports
N.J. Tax	-----	New Jersey Tax Court Reports
rev'd	-----	reversed
S.Ct.	-----	Supreme Court Reporter
Tax Ct.	-----	New Jersey Tax Court
Twp.	-----	Township
U.S.	-----	United States Supreme Court Reports
U.S.C.	-----	United States Code
U.S.C.A.	-----	United States Code Annotated
v.	-----	versus

**TITLE 1
OFFICE OF ADMINISTRATIVE LAW**

CERTIFICATION OF OFFICIAL TEXT AND LIST OF VALID PAGES ----- vii

CONTENTS BY CHAPTER

(For contents by subchapter and section, see specific chapter.)

CHAPTER 1	UNIFORM ADMINISTRATIVE PROCEDURE RULES
CHAPTERS 2 THROUGH 4	(RESERVED)
CHAPTER 5	DEPARTMENT OF COMMUNITY AFFAIRS COUNCIL ON AFFORDABLE HOUSING
CHAPTER 6	DEPARTMENT OF EDUCATION BUDGET HEARINGS
CHAPTER 6A	SPECIAL EDUCATION PROGRAM
CHAPTER 7	DEPARTMENT OF ENVIRONMENTAL PROTECTION EMERGENCY WATER SUPPLY ALLOCATION PLAN CASES
CHAPTER 7A	DEPARTMENT OF ENVIRONMENTAL PROTECTION
CHAPTERS 8 THROUGH 9	(RESERVED)
CHAPTER 10	FAMILY DEVELOPMENT HEARINGS
CHAPTER 10A	(RESERVED)
CHAPTER 10B	DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES APPLICANT/RECIPIENT HEARINGS
CHAPTER 11	INSURANCE FILING HEARINGS
CHAPTER 12	UNEMPLOYMENT BENEFIT AND STATE PLAN TEMPORARY DISABILITY CASES
CHAPTER 12A	PRIVATE PLAN TEMPORARY DISABILITY INSURANCE CASES
CHAPTER 12B	DEPARTMENT OF LABOR CONTRACTOR DEBARMENT CASES
CHAPTER 13	DIVISION OF MOTOR VEHICLES CASES
CHAPTER 13A	DIVISION OF CONSUMER AFFAIRS LEMON LAW HEARINGS
CHAPTER 14	BOARD OF REGULATORY COMMISSIONERS
CHAPTERS 15 THROUGH 19	(RESERVED)
CHAPTER 20	HEARINGS BEFORE THE PUBLIC EMPLOYMENT RELATIONS APPEAL BOARD
CHAPTER 21	TRADE SECRET CLAIMS

CHAPTERS 22
THROUGH 29

(RESERVED)

CHAPTER 30 RULES FOR AGENCY RULEMAKING

CHAPTER 31 ORGANIZATION OF THE OFFICE OF ADMINISTRATIVE LAW

INDEX

DEFINITIONS

STATUTE-TO-RULE TABLE

RULE-TO-STATUTE TABLE

**CERTIFICATION OF OFFICIAL TEXT
AND
LIST OF VALID PAGES**

Title 1—Office of Administrative Law

Supplement April 15, 1996

I, Barbara A. Harned, Director and Chief Administrative Law Judge of the Office of Administrative Law, pursuant to the authority of N.J.S.A. 52:14B-7, do hereby supplement Title 1, Office of Administrative Law, of the New Jersey Administrative Code. The pages issued with this Supplement contain the text of all rule changes adopted and filed with the Office of Administrative Law and published in the New Jersey Register as of the date of this supplement.

The list of "Valid Title 1 Pages" following provides a means of determining whether this title contains the proper pages. Every page in Title 1, along with the page's current supplement date, is listed. A page is valid if the page number and supplement date on the list match the page number and "Supp." date at the bottom of the appropriate page.

VALID TITLE 1 PAGES
(Current through April 15, 1996)

Page Number	Supp. Date	Page Number	Supp. Date	Page Number	Supp. Date
i	4-15-96	1-44	3-18-96	10B-3	5-15-95
ii	4-15-96	1-45	3-18-96	BLANK	5-15-95
iii	4-15-96	1-46	3-18-96	Chapter 11	
iv	4-15-96	1-46.1	3-18-96	11-1	5-15-95
v	4-15-96	BLANK	3-18-96	BLANK	5-15-95
vi	4-15-96	1-47	2-20-96	Chapter 12	
vii	4-15-96	1-48	2-20-96	12-1	5-15-95
viii	4-15-96	1-49	2-20-96	12-2	5-15-95
ix	4-15-96	1-50	2-20-96	12-3	5-15-95
Chapter 1		1-51	2-20-96	12-4	5-15-95
1-1	4-15-96	1-52	2-20-96	12-5	5-15-95
1-2	4-15-96	1-53	3-18-96	12-6	5-15-95
1-3	4-15-96	1-54	3-18-96	Chapter 12A	
1-4	4-15-96	1-54.1	3-18-96	12A-1	5-15-95
1-5	4-15-96	BLANK	3-18-96	12A-2	5-15-95
1-6	4-15-96	1-55	2-20-96	12A-3	5-15-95
1-7	4-15-96	BLANK	2-20-96	BLANK	5-15-95
1-8	4-15-96	Chapter 2		Chapter 12B	
1-9	3-18-96	2-1	5-15-95	12B-1	2-20-96
1-10	3-18-96	BLANK	5-15-95	12B-2	2-20-96
1-10.1	3-18-96	Chapters 3 through 4		Chapter 13	
BLANK	3-18-96	3-1	5-15-95	13-1	5-15-95
1-11	2-20-96	BLANK	5-15-95	13-2	5-15-95
1-12	2-20-96	Chapter 5		13-3	5-15-95
1-13	2-20-96	5-1	5-15-95	BLANK	5-15-95
1-14	2-20-96	5-2	5-15-95	Chapter 13A	
1-15	2-20-96	Chapter 6		13A-1	11-20-95
1-16	2-20-96	6-1	5-15-95	13A-2	11-20-95
1-17	2-20-96	6-2	5-15-95	13A-3	5-15-95
1-18	2-20-96	Chapter 6A		BLANK	5-15-95
1-19	3-18-96	6A-1	3-18-96	Chapter 14	
1-20	3-18-96	6A-2	3-18-96	14-1	5-15-95
1-20.1	3-18-96	6A-3	3-18-96	14-2	5-15-95
BLANK	3-18-96	6A-4	3-18-96	14-3	5-15-95
1-21	2-20-96	6A-5	3-18-96	BLANK	5-15-95
1-22	2-20-96	6A-6	3-18-96	Chapters 15 through 19	
1-23	2-20-96	Chapter 7		15-1	5-15-95
1-24	2-20-96	7-1	5-15-95	BLANK	5-15-95
1-25	2-20-96	7-2	5-15-95	Chapter 20	
1-26	2-20-96	Chapter 7A		20-1	5-15-95
1-27	2-20-96	7A-1	5-15-95	20-2	5-15-95
1-28	2-20-96	BLANK	5-15-95	20-3	5-15-95
1-29	2-20-96	Chapters 8 through 9		20-4	5-15-95
1-30	2-20-96	8-1	5-15-95	Chapter 21	
1-31	2-20-96	BLANK	5-15-95	21-1	5-15-95
1-32	2-20-96	Chapter 10		21-2	5-15-95
1-33	3-18-96	10-1	5-15-95	21-3	5-15-95
1-34	3-18-96	10-2	5-15-95	BLANK	5-15-95
1-35	3-18-96	10-3	5-15-95	Chapters 22 through 29	
1-36	3-18-96	10-4	5-15-95	22-1	5-15-95
1-37	3-18-96	Chapter 10A		BLANK	5-15-95
1-38	3-18-96	10A-1	5-15-95	Chapter 30	
1-39	3-18-96	BLANK	5-15-95	30-1	4-15-96
1-40	3-18-96	Chapter 10B		30-2	4-15-96
1-41	3-18-96	10B-1	5-15-95	30-3	4-15-96
1-42	3-18-96	10B-2	5-15-95	30-4	4-15-96
1-43	3-18-96				

Page Number	Supp. Date	Page Number	Supp. Date	Page Number	Supp. Date
30-4.1 -----	4-15-96	30-16 -----	2-20-96	I-11-----	2-20-96
BLANK -----	4-15-96	Chapter 31		I-12-----	2-20-96
30-5 -----	2-20-96	31-1 -----	5-15-95	I-13-----	2-20-96
30-6 -----	2-20-96	31-2 -----	5-15-95	BLANK -----	2-20-96
30-7 -----	4-15-96	31-3 -----	5-15-95	Definitions	
30-8 -----	4-15-96	31-4 -----	5-15-95	D-1 -----	4-15-96
30-9 -----	4-15-96	Index		D-2 -----	4-15-96
30-10 -----	4-15-96	I-1 -----	2-20-96	D-3 -----	4-15-96
30-10.1 -----	4-15-96	I-2 -----	2-20-96	BLANK -----	4-15-96
BLANK -----	4-15-96	I-3 -----	2-20-96	Tables	
30-11 -----	2-20-96	I-4 -----	2-20-96	T1-1 -----	2-20-96
30-12 -----	2-20-96	I-5 -----	2-20-96	BLANK -----	2-20-96
30-13 -----	4-15-96	I-6 -----	2-20-96	T2-1 -----	2-20-96
30-14 -----	4-15-96	I-7 -----	2-20-96	BLANK -----	2-20-96
30-14.1 -----	4-15-96	I-8 -----	2-20-96		
BLANK -----	4-15-96	I-9 -----	2-20-96		
30-15 -----	2-20-96	I-10 -----	2-20-96		