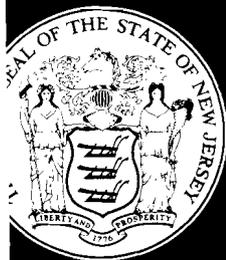


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NEW JERSEY



REGISTER

**IN THIS ISSUE—
“INDEX OF ADOPTED RULES”**

VOLUME 14 NUMBER 13
July 6, 1982 Indexed 14 N.J.R. 673-732
(Includes rules filed through June 21, 1982)

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RULE PROPOSALS

ADMINISTRATIVE LAW

(a)

OFFICE OF ADMINISTRATIVE LAW

Uniform Administrative Procedure Rules of Practice Jurisdiction of the Office of Administrative Law

Notice of Public Hearing: N.J.A.C. 1:1-2.2

Take notice that on July 21, 1982 at 10:00 A.M., a **public hearing** will be held on a proposed amendment to N.J.A.C. 1:1-2.2, which appeared in the June 7, 1982 New Jersey Register at 14 N.J.R. 486(a). The hearing will be held at the Trenton offices of the office of Administrative Law, 88 East State Street. Anyone interested in speaking should, by July 19, 1982, contact:

Burton Weltman, Esq.
Assistant Director
Office of Administrative Law
88 East State Street
Trenton, New Jersey 08625

(b)

OFFICE OF ADMINISTRATIVE LAW

Uniform Administrative Procedure Rules of Practice Jurisdiction of the Office of Administrative Law

Proposed Amendment: N.J.A.C. 1:1-14.1

Authorized By: Howard H. Kestin, Director, Office of Administrative Law.
Authority: N.J.S.A. 52:14F-5e, f and g.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Steven L. Lefelt, Deputy Director
Office of Administrative Law
185 Washington Street
Newark, New Jersey 07102

The Office of Administrative Law 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 1982-242.

The agency proposal follows:

Summary

The purpose of this amendment is to clarify and broaden somewhat the circumstances under which cases may be consolidated. Under the current rule, unless the parties are identical, consolidation of cases is appropriate only where the party in common is a private person or private entity. Under this amendment, consolidation of cases would be appropriate where the party in common is a State agency. Civil Service reduction-in-force termination cases, for example, would be appropriate for consolidation under this amendment, but do not seem to be covered by the current rule.

NEW JERSEY REGISTER

The official publication containing notices of proposed rules and rules adopted by State agencies pursuant to the New Jersey Constitution, Art. V, Sec. IV, Para. 6 and the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq. Issued monthly since September 1969, and twice-monthly since November 1981.

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POSTMASTER: Send address changes to: New Jersey Register, CN 301, Trenton, New Jersey 08625. Second Class Postage paid at Trenton, New Jersey and additional mailing offices.

The NEW JERSEY ADMINISTRATIVE CODE is published on a continuing basis by Administrative Publications of the Office of Administrative Law. Subscription rates for this 31-volume, regularly updated set of all State administrative rules are available on request. The Code is sold either in the full set or in one to three volumes depending on the Department coverage desired.

Unlike the New Jersey court rules, the amendment does not require each case to arise out of the same "transaction". Almost all contested cases have very short statutes of limitations, i.e. time for filing a protest, appeal, etc. These short statutes of limitations, along with the other standards for consolidation, should effectively serve the same purpose as the New Jersey Court Rules' requirement, and thereby eliminate the possibility of widely different cases being consolidated.

Social Impact

This amendment should help eliminate some unnecessary duplication of hearings, and thereby ease the burden of litigants.

Economic Impact

This amendment should help eliminate some unnecessary duplication of hearings, and thereby save litigants and the OAL some hearings costs.

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

1:1-14.1 Motion to consolidate

(a) At any time after a contested case has been filed with the Office of Administrative Law, an agency head, any party or the judge may move to consolidate **any** other contested case[s], involving common questions of fact or law, between identical parties or between any party to the filed contested case and any other [state agency or agencies] **person, entity or agency.**

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

(a)

OFFICE OF ADMINISTRATIVE LAW

**Special Education
Hearing Rules of Special Applicability**

Rule Pre-Proposal: N.J.A.C. 1:6A

Interested persons may present comments, statements or arguments at the **public hearing** on July 21, 1982 at 1:00 P.M. at:
Office of Administrative Law
88 East State Street
Trenton, New Jersey 08625

Interested persons may also submit in writing, data, views or arguments relevant to the pre-proposal on or before August 2, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Burton Weltman, Esq.
Assistant Director
Office of Administrative Law
88 East State Street
Trenton, New Jersey 08625

This is a notice of pre-proposal for a rule (see N.J.S.A. 52:14B-4(e) as implemented by N.J.A.C. 1:30-3.2). Any rule concerning the subject of this pre-proposal must still comply with the general rulemaking provisions of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., as implemented by the Office of Administrative Law's Rules for Agency Rulemaking, N.J.A.C. 1:30.

This pre-proposal is known as PRN 1982-5.

The agency proposal follows:

Summary

The purpose of these rules is to prepare for the transfer of special education hearings to the Office of Administrative Law (OAL) pursuant to the provisions of N.J.S.A. 52:14B-2 and -10. These rules provide for special rules and procedures appropriate to these hearings (see N.J.S.A. 52:14F-5). The Department of Education has indicated that these cases will be transmitted shortly.

These rules are being pre-proposed and a public hearing is being held so that the public will be able to comment and suggest alternatives before any formal proposal is made.

Full text of the pre-proposal follows.

CHAPTER 6A
SPECIAL EDUCATION: HEARING RULES OF
SPECIAL APPLICABILITY

SUBCHAPTER 1. APPLICABILITY

1:6A-1.1 Applicability

In addition to the Uniform Administrative Procedure Rules (UAPR), the following rules of special applicability¹ shall apply to any contested case hearing initiated pursuant to the Special Education Program of the Department of Education, as described in N.J.A.C. 6:28-1.1 et seq. To the extent that these rules of special applicability are inconsistent with the UAPR, these rules shall apply.

¹An attempt has been made to codify these rules of special applicability so that their subchapter designations are generally consistent with the subchapter designations of corresponding subject matter in the UAPR. For example, Subchapter 1. of these special rules deals with applicability. The corresponding Subchapter 1. of the UAPR (N.J.A.C. 1:1-1) also deals with applicability. This method of codification is for the sake of the reader's convenience only, and has no legal implications or effects.

SUBCHAPTER 2. COMMENCEMENT OF CONTESTED CASES

1:6A-2.1 Commencement of contested cases by a board of education: notice of action

(a) With respect to the referral, evaluation, classification, or educational placement of a pupil, or to the provision of a free and appropriate education to a pupil under this program:

1. When a board of education proposes to act or to make any change with regard to a pupil, the board shall send a written notice to the parent(s) or guardian of the pupil at least 15 days prior to the date for implementing the proposed action or change.

2. When a board of education is requested by a parent or guardian to make any change with regard to a pupil, the board shall send a written notice to the parent(s) or guardian of the pupil forthwith upon approving or denying the request.

(b) Each notice shall be clearly and simply written and shall include:

1. A description of the action proposed or denied by the board of education, an explanation for the proposal or denial, a description of the other options considered and a rationale for the rejection of those options;

2. A description of the procedures and factors used by the board of education in determining whether to propose or deny an action;

3. A full explanation of the procedures, described in this subchapter and in N.J.A.C. 6:28, for appealing the board's proposal or denial; and

4. A request for parental or guardian consent to any action proposed by the board of education, as described in N.J.A.C. 6:28.

(c) The notice shall be communicated to the parent(s) or guardian in his/her native language. If a written form of communication is

clearly not feasible, another appropriate form of communication may be used.

(d) The board of education shall take appropriate steps to insure that the parent(s) or guardian receives and understands the notice, and shall maintain a record of all steps it has taken in this regard.

SUBCHAPTERS 3. AND 4. (RESERVED)

SUBCHAPTER 5. FILING AND TRANSMISSION OF CONTESTED CASES TO THE OFFICE OF ADMINISTRATIVE LAW

1:6A-5.1 Hearing requests

A parent, guardian or board of education may request in writing a contested case hearing at any time after the board of education has sent a written notice of action. A hearing request shall be addressed to the Department of Education. The Department shall forthwith notify each other party of the hearing request.

1:6A-5.2 Administrative resolution: Settlement conference

(a) Within seven days of receipt of any hearing request, the Department of Education shall conduct and all parties shall attend a settlement conference at a time and place convenient to the parent or guardian.

1. The purpose of the settlement conference is to attempt to settle the dispute and to assist the parties in defining issues, identifying evidence, stipulating facts and listing possible witnesses for a hearing in the event that settlement cannot be reached.

2. If settlement is not reached, the Department of Education shall prepare a written document that specifies the issues in dispute, any stipulations, and witness lists for each party. Any exhibits that both parties agree are admissible may be attached to the document.

3. For good cause and with the consent of the party requesting the hearing, the Department of Education may adjourn a settlement conference, which shall extend the deadline for decision under N.J.A.C. 1:6A-16.1 by an amount of time equal to the adjournment.

(b) If the matter is not settled at the settlement conference, the representative of the Department shall in the presence of the parties telephone the Clerk of OAL and the Clerk shall assign for them a preeminent hearing date. The hearing date shall be agreeable to all parties but no later than 14 days from the date of the conference. The Commissioner of Education shall no later than one business day thereafter transmit the matter as a contested case to the Office of Administrative Law. Copies of all notices, requests, pleadings, filings, stipulations of issues and facts, and witness lists compiled at the settlement conference and a description of the position of each party shall be included with the standard OAL transmittal form. In addition, the transmittal shall include the dates of any adjourned settlement conferences.

SUBCHAPTER 6. THROUGH 14. (RESERVED)

SUBCHAPTER 15. EVIDENCE

1:6A-15.7 Expert testimony: Independent evaluation

(a) Where the judge hearing a contested case considers it necessary to have an independent educational evaluation, to be conducted in accordance with N.J.A.C. 6:28-1.6 by an appropriately certified or licensed professional examiner(s) who is not employed by and does not routinely provide evaluations for the board of education responsible for the education of the pupil to be evaluated, the judge may choose an independent evaluator and order the board of education to provide for the independent evaluation at no cost to the parent(s) or guardian.

(b) Where an independent educational evaluation is ordered, the judge may grant adjournment of the hearing which will extend the deadline for decision by the amount of time of the adjournment.

SUBCHAPTER 16. CONCLUSIONS OF HEARING

1:6A-16.1 Final decision

Subject to any adjournments reasonably granted or other unusual circumstances, the judge hearing a contested case shall render a final decision pursuant to 20 U.S.C.A. § 1415(e)(1) and 45 C.F.R. 121a.509, 121a510(c) no later than 45 days from the date of the hearing request.¹

¹The authority of an administrative law judge is normally to render an initial decision, subject to review by an agency head. See N.J.S.A. 52:14B-10 and N.J.A.C. 1:1-16. However, in Special Education cases, the Federal statute and regulations require otherwise.

Recent court decisions have held that the Federal act requires a party to be able to appeal a hearer's decision directly to the Courts. Any State rule or procedure which restricts this direct appeal is inconsistent with the Federal act and is invalid. *Monahan v. State of Nebraska*, 491 F. Supp. 1074 (D. Neb. 1980), aff'd in part, vacated in part, and remanded in part, 645 F. 2d 598 (8th Cir. 1981); *VHelms v. McDaniel*, 3 EHLR 553:205 (5th Cir. 1981); and in the Matter of "A" Family, 602 P.2d 157, (Mont. 1979).

The Federal act also requires that the hearing be conducted by an impartial hearer who may not be an employee of "an agency or unit involved in the education or care of the child" 20 U.S.C.A. 1415(b)(2). Federal courts have held that the State educational agency, such as the Department of Education, is an agency involved in the education of a child under the statute, and specifically that neither a State Deputy Commissioner of Education, nor a Superintendent of Public Instruction, nor a State Board of Education Employee could conduct a hearing pursuant to the statute. *Vogel v. School Board of Montrose, R. 14 School District*, 491 F. Supp. 989 (1st D. Mo. 1980); *Robert M. v. Benton*, 634 F. 2d 1139 (8th Cir. 1980); *Grymes v. Madden*, F. Supp. (Feb. 8, 1982).

The administrative law judge acts as the impartial hearer required by the Federal statute. Since the Federal statute and regulations also require that the hearer's decision may be directly appealed to a State or Federal Court, the decision of the administrative law judge must be termed a final decision in the case. 20 U.S.C.A. 1415(e)(2) and 45 C.F.R. 121a.511.

BANKING

(a)

DIVISION OF BANKING

Investment Restatement Accounting

Proposed New Rules: N.J.A.C. 3:6-7.1, 7.2 and 7.3

Authorized By: Michael M. Horn, Commissioner,
Department of Banking.
Authority: N.J.S.A. 17:1-8.1 and 17:9A-256(a).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Roger F. Wagner
Deputy Commissioner
Division of Banking
CN 040
Trenton, New Jersey 08625

The Department of Banking thereafter may adopt this proposal without further notice (sec: 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 1982-259.

The agency proposal follows:

Summary

These regulations establish for mutual savings banks a new method of accounting for the purpose of preparing reports of income and condition for the Department of Banking. The regulations require a one-time restatement of values for mortgages and debt securities to more accurately reflect the condition of an institution, encourage a stable restructuring of an institution, and allow economic realities to prevail in accounting methods. The principles underlying the proposed regulations are the same as those underlying the "purchase" method of accounting which has been adopted by Federal regulators in certain merger situations and the same principles used by the FDIC in its recent proposed regulations relating to debt securities.

Social Impact

These regulations will allow mutual savings banks the flexibility and additional time to restructure their investment portfolios to deal with continuing high interest rates. By emphasizing the strength of these institutions to meet daily liabilities through strong cash liquidity the regulations will prevent public alarm and strengthen confidence in the State-chartered savings and loan institutions. Also the additional time to restructure investment portfolios will prevent the need for forced or supervisory mergers of otherwise viable institutions.

These regulations will allow an insured mutual savings bank to sell low-yielding investment assets and place the funds into high-yielding assets without adversely affecting net worth. Presently, in some cases appropriate business decisions for the reinvestment of assets are prevented because bookkeeping for loss generated by the sale of low-yielding investment assets effects net worth. Also, insured mutual savings banks currently holding tax free bonds which are of limited tax value at the present time would be able to sell them without effecting their net worth.

The proposed regulations may also have a favorable impact on the housing industry by increasing the amount of mortgage funds available which will indirectly benefit the residents of the State of New Jersey.

The Department of Banking will actively monitor the investment of assets by these institutions to insure that the positive effects of these proposals are realized.

Economic Impact

These regulations will require no additional expense to the State nor produce any additional income.

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

SUBCHAPTER 7. [RESERVED] INVESTMENT RESTATEMENT ACCOUNTING

3:6-7.1 Definitions

For the purpose of this subchapter the following definitions apply:

"Debt securities" means U.S. Treasury, agency and corporation obligations, obligations of states and political

subdivisions in the United States, corporate bonds, and other bonds, notes and debentures, except mortgage pass-through securities which shall be considered "mortgages" for purposes of these regulations.

"Mortgages" means loans secured by real estate and mortgage pass-through securities held by savings banks regardless of amount, term, rate of interest, or maturity, but excepting home improvement loans and secondary mortgage loans.

"Net holding loss" is the difference between the book values and the reasonably estimated current values of debt securities and mortgages on the date of restatement, being the same amount as the Investment Restatement Account on the date of restatement.

"Reasonably estimated current value" is the amount that one could reasonably expect to receive for a debt security or mortgage in a current sale between a willing buyer and a willing seller and is measured as follows:

1. By market value if an active market exists; and
2. If no active market exists, by the selling price for similar assets in an active market, or by a forecast of expected cash flows provided such cash flows are discounted at a rate commensurate with the risk involved.

3:6-7.2 Reports of income and condition

(a) For purposes of preparing reports of income and condition for the Department of Banking, every mutual savings bank shall, as of the opening of business July 1, 1982, restate the book values of all debt securities and mortgages held by it to their reasonably estimated current values.

(b) The net holding loss computed as a result of the restatement of book values shall be carried as a separate debit account labelled "Investment Restatement Account", and as a separate credit account labelled "Investment Revaluation Account".

(c) For purposes of preparing reports of income and condition subsequent to the restatement of book values the amount reflected in the Investment Restatement Account shall be deferred and amortized to expense in equal annual installments over a period of 40 years, or such shorter period as shall be established by each institution's board of trustees or managers.

(d) For purposes of preparing reports of income and condition subsequent to the restatement of book values, the amount reflected in the Investment Revaluation Account shall be deferred and amortized to income as follows:

1. For restated mortgages, on a 12-year sum of the digits calculation; and
2. For restated debt securities, on a term equal to the weighted average of the remaining life of those securities on a straight line basis.

3:6-7.3 Debt securities and mortgages

(a) Each mutual savings bank shall provide the Department of Banking with a certified copy of a resolution of its board of trustees or board of managers establishing the amount of the Investment Restatement Account allocated as to debt securities and mortgages, the term of amortization for the Investment Restatement Account, and the weighted average remaining life of debt securities.

(b) Each mutual savings bank shall provide the Department of Banking with a written statement from a certified public accountant or other person or persons approved by the Commissioner setting forth the method used to determine the weighted average remaining life of restated debt securities and stating that values assigned to the restated debt securities and restated mortgages were calculated pursuant to the standards of reasonably estimated current values set forth herein.

(c) The certified board resolution and the statement of value and method set forth above shall be provided to the Department by October 1, 1982, unless an extension is granted by the Commissioner.

(a)

DIVISION OF SAVINGS AND LOAN**Investment Restatement Accounting****Proposed New Rules: N.J.A.C. 3:28-5.1, 5.2 and 5.3**

Authorized By: Michael M. Horn, Commissioner,
Department of Banking.
Authority: N.J.S.A. 17:1-8.1 and 17:12B-197.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

William B. Lewis
Deputy Commissioner
Division of Savings and Loans
P.O. Box CN040
Trenton, New Jersey 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 1982-258.

The agency proposal follows:

Summary

These regulations establish for mutual savings and loan associations a new method of accounting for the purpose of preparing reports of income and condition for the Department of Banking. The regulations require a one-time restatement of values for mortgages and debt securities to more accurately reflect the conditions of an institution, encourage a stable restructuring of an institution, and allow economic realities to prevail in accounting methods.

The principles underlying the proposed regulations are the same as those underlying the "purchase" method of accounting which has been adopted by Federal regulators in certain merger situations and the same principles used by the FDIC in its recent proposed regulations relating to debt securities.

These regulations apply only to mutual savings and loan associations whose deposits are insured by the FSLIC.

Social Impact

These regulations will allow insured mutual savings and loan associations the flexibility and additional time to restructure their investment portfolios to deal with continuing high interest rates. By emphasizing the strength of these institutions to meet daily liabilities through strong cash liquidity, the regulations will prevent public alarm and strengthen confidence in the State-chartered savings and loan institutions. Also the additional time to restructure investment portfolios will prevent the need for forced or supervisory mergers of otherwise viable institutions.

These regulations will allow an insured mutual savings and loan association to sell low-yielding investment assets and place the funds into high-yielding assets without adversely effecting net worth. Presently, in some cases appropriate business decisions for the reinvestment of assets are prevented because bookkeeping for loss generated by the sale of low-yielding investment assets effects net worth. Also, insured mutual savings and loan associations currently holding tax free bonds which are of limited tax value at the present time would be able to sell them without effecting their net worth.

The proposed regulations may also have a favorable impact on the housing industry by increasing the amount of mortgage funds available which will indirectly benefit the residents of the State of New Jersey.

The Department of Banking will actively monitor the investment of assets by these institutions to insure that the positive effects of these proposals are realized.

Economic Impact

These regulations will require no additional expense to the State nor produce any additional income.

Full text of the proposal follows.

SUBCHAPTER 5. INVESTMENT RESTATEMENT ACCOUNTING**3:28-5.1 Definitions**

For the purpose of this subchapter the following definitions apply:

"Debt securities" means U.S. Treasury, agency and corporation obligations, obligations of states and political subdivisions in the United States, corporate bonds, and other bonds, notes and debentures, except mortgage pass-through securities which shall be considered "mortgages" for purposes of these regulations.

"Mortgages" means loans secured by real estate and mortgage pass-through securities held by insured mutual savings and loan associations regardless of amount, term, rate of interest, or maturity, but excepting home improvement loans and secondary mortgage loans.

"Net holding loss" is the difference between the book values and the reasonably estimated current values of debt securities and mortgages on the date of restatement, being the same amount as the Investment Restatement Account on the date of restatement.

"Reasonably estimated current value" is the amount that one could reasonably expect to receive for a debt security or mortgage in a current sale between a willing buyer and a willing seller and is measured as follows:

1. By market value if an active market exists; and
2. If no active market exists, by the selling price for similar assets in an active market, or by a forecast of expected cash flows provided such cash flows are discounted at a rate commensurate with the risk involved.

3:28-5.2 Reports of income and condition

(a) For the purposes of preparing reports of income and condition for the Department of Banking, every insured mutual savings and loan association shall, as of the opening of business July 1, 1982, restate the book values of all debt securities and mortgages held by it to their reasonably estimated current values.

(b) The net holding loss computed as a result of the restatement of book values shall be carried as a separate debit account labelled "Investment Restatement Account", and as a separate credit account labelled "Investment Revaluation Account".

(c) For purposes of preparing reports of income and condition subsequent to the restatement of book values the amount reflected in the Investment Restatement Account shall be deferred and amortized to expense in equal annual installments over a period of 40 years, or such shorter period as shall be established by each institution's board of directors.

(d) For purposes of preparing reports of income and condition subsequent to the restatement of book values, the amount reflected in the Investment Revaluation Account shall be deferred and amortized to income as follows:

1. For restated mortgages, on a 12-year sum of the digits calculation; and
2. For restated debt securities, on a term equal to the weighted average of the remaining life of those securities on a straight line basis.

3:28-5.3 Debt securities and mortgages

(a) Each insured mutual savings and loan association shall provide the Department of Banking with a certified copy of a resolution of its board of directors establishing the amount of the Investment Restatement Account allocated as to debt securities and mortgages, the term of amortization for the Investment Restatement Account, and the weighted average remaining life of debt securities.

(b) Each insured mutual savings and loan association shall provide to the Department of Banking a written statement from a certified public accountant or other person or persons approved by the Commissioner setting forth the method used to determine the weighted average remaining life of restated debt securities and stating that values assigned to the restated debt securities and restated mortgages were calculated pursuant to the standards of reasonably estimated current values set forth herein.

(c) The certified board resolutions and the statement of value and method set forth above shall be provided to the Department by October 1, 1982, unless an extension is granted by the Commissioner.

CIVIL SERVICE

(a)

CIVIL SERVICE COMMISSION

**Definitions
Base Salary**

Proposed Amendment: N.J.A.C. 4:1-2.1

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

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. 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, New Jersey 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 1982-240.

The agency proposal follows:

Summary

“Base salary” is being defined to clarify the term and to eliminate a variety of interpretations.

Social Impact

The definition of “base salary” will clarify its meaning and eliminate confusion concerning the term. This should be helpful to management, employees, employee representatives and all other parties with interest in the compensation portion of civil service rules and regulations.

Economic Impact

This definition should not have any economic impact since it is merely a clarification of existing terms and practices.

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

4:1-2.1 Definitions

“**Base salary**” means the employee’s rate of pay exclusive of any additional payments or allowances.

ENVIRONMENTAL PROTECTION

(b)

DIVISION OF COASTAL RESOURCES

**Waterfront Development Permits
Repair, Replacement or Renovation of
Waterfront Structures; Permitting of
Unauthorized Fill**

**Proposed Amendments: N.J.A.C. 7:7-2.2,
2.6-2.9, 2.11 and 2.15**

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: N.J.S.A. 13:1D-9 and 12:5-3.
DEP Docket No.: 017-82-05

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Allan B. Campbell, Chief
Bureau of Coastal Planning
and Development
Division of Coastal Resources
CN 401
Trenton, New Jersey 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 1982-254.

The agency proposal follows:

Summary

P.L. 1981, c.315, which exempts the “repair, replacement or renovation” of permanent and seasonal waterfront structures used in connection with a residence or for the docking or servicing of pleasure vessels from the need for a Waterfront Development permit pursuant to N.J.S.A. 12:5-3, became effective on December 3, 1981.

These proposed amendments define “repair, replacement or renovation” and reflect the purposes of P.L. 1981, c.315. All three terms are defined as meaning the replacement of any structural component intended to restore the original structure to a sound state or to the condition in which it originally existed. Note that this definition applies only to the structure itself. If a bulkhead is so deteriorated that its repair will require filling of a water area or

wetland area behind it, it will constitute new construction and will require a permit. In addition, structures which were originally constructed without a permit are in continuing violation of the Waterfront Development Law, and the owner will be required to "legalize" that structure by obtaining a permit for the original construction.

The proposed amendments also clarify the circumstances under which the removal of fill from illegally filled, publicly-owned tidelands will be required. Generally, the removal of fill will not be required if it took place prior to the adoption of the Departments Rules on Coastal Resource and Development Policies, unless it is causing significant environmental impacts which may be easily alleviated by its removal. The removal of fill which took place after the adoption of the Coastal Policies will be required only if it violates the relevant provisions of those policies.

Finally, the proposed amendments provide for a permit duration of up to 10 years for complex projects. The permit duration for ordinary projects is being extended from three to five years. The full text of the proposed rule changes follows.

Social Impact

The proposed amendment will have no social impact independent of P.L. 1981, c.315, the impact of which will be to facilitate the minor repair or replacement of waterfront structures by residential, waterfront property owners.

Economic Impact

There is no economic impact of this proposed new rule independent of P.L. 1981, c.315. The Law's impact will be the elimination of the need for residential waterfront property owners to obtain a permit for routine repair of waterfront structures.

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

7:7-2.2 Definitions

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

"**Repair**" means the replacement of any component of a structure intended to restore the structure to a sound state or to the condition in which it originally existed, and which does not result in an increase in size or change in the dimensions of such structure. For the purpose of this subchapter, the terms "**replacement**" and "**renovation**" shall mean the same as repair.

7:7-2.6 Activities requiring permits

(a) The following development activities will require a permit in the Waterfront Area **unless covered by one of the exceptions in N.J.A.C. 7:7-2.8:**

1.-3. (No change.)

7:7-2.7 Activities not requiring permits

(a) The following development activities will not require a permit in the Waterfront Area:

1.-4. (No change.)

5. The repair, replacement, or renovation of an existing permanent dock, wharf, pier, bulkhead or building provided that the repair, replacement or renovation does not increase the size or dimension of the structure, and the structure is used solely for residential purposes or for the docking or servicing of pleasure vessels.

6. The repair, replacement, or renovation of an existing floating dock, mooring raft, or similar temporary or seasonal improvement or structure, provided that the structure is used solely for the docking or servicing of pleasure vessels.

7:7-2.8 Permits for illegally filled tidelands:

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

(c) **Policies governing the removal of unauthorized fill:**

1. For filling which took place prior to September 26, 1980 (the effective date of the Rules on Coastal Resource and Development Policies, N.J.A.C. 7:7E), or prior to September 28, 1978 for areas within the coastal area defined at N.J.S.A. 13:19-4, removal shall be required only if the fill has resulted in ongoing significant adverse environmental impacts, such as the blocking of an otherwise viable tidal wetland or waterbody, and its removal will alleviate the adverse impacts.

2. For filling which took place subsequent to September 26, 1980 (or subsequent to September 28, 1978 for areas within the coastal area defined at N.J.S.A. 13:19-4), removal shall be required if it violates the acceptability conditions for filling in water areas set forth at N.J.A.C. 7:7E-4.10(i).

(d) **Permit fees shall be calculated for the purposes of N.J.A.C. 7:1C-1.5 (the 90 Day Construction Permit Rules) on the basis of the cost of the fill at the time of its placement. If the applicant cannot adequately demonstrate that cost, then the fee shall be calculated on the basis of the prevailing cost at the time of the application.**

7:7-2.9 Exemptions for development in progress on effective date

(a) This subchapter shall not apply to any development or activity in the Upland Area for which on-site construction, including site preparation, was in progress on or prior to **September 26, 1980**, the effective date of this subchapter.

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

7:7-2.11 Requests for applicability determinations

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

(c) **When an applicability determination request is based on the repair of an existing structure, the requesting party shall submit a plan depicting the existing structure, a recent, color photograph and any proposed repairs. The requesting party must also submit two copies of a map or plan based on a survey, or the survey itself, depicting the upland property lines and the property lines established by the issuance of any applicable Tidelands Grant, Lease, or License issued by the State of New Jersey.**

[(c)](d) The Division shall, within 30 days of receipt, return **one copy** of the map to the requesting party, indicating on the map [the Waterfront Area boundary and its relationship to the project site] **that portion of the project (if any) which requires a permit.**

7:7-2.15 Duration of permits

The permit shall authorize the commencement **and completion** of construction for [three] **five** years from the date of issuance [. The Division may, upon written request of the permittee, extend such authority for periods of up to one year, not to exceed two such extensions. If construction does not commence within the initial three year period (or within the five year period if one or more extensions have been granted), then the permit shall lapse.], **unless the scope of the development requires a longer time period, which shall not exceed 10 years.**

(a)

NEW JERSEY WATER SUPPLY AUTHORITY

Water Facilities Operation General Rate Schedule for Delaware and Raritan Canal Water and the Spruce Run/ Round Valley Reservoir Complex

Proposed Amendments: N.J.A.C. 7:11-2 and 7:11-4

Authorized By: Rober 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.: 021-82-06

A **public hearing** concerning these rules will be held on August
3, 1982 at 10:00 A.M. at:

Rutgers Labor Education Center
Ryders Lane - Room 115
New Brunswick, New Jersey

Interested persons may submit in writing, data, views or
arguments relevant to the proposal on or before September 1, 1982.
These submissions, and any inquiries about submissions and
responses, should be addressed to:

Michael Galley
Acting Executive Director
State Water Supply Authority
P. O. Box 5196
Clinton, New Jersey 08809

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 1982-244.

The agency proposal follows:

Summary

The proposed amendments revise the General Rate Schedule for
raw water withdrawn from the Delaware and Raritan Canal and for
raw water diverted, withdrawn or allocated from Spruce Run/
Round Valley Complex. The amendment pertains to the Operation
and Maintenance Component of the water supply facilities noted
above. The Authority will be proposing revisions to the General
Rate Schedule for the bonded indebtedness component in the near
future.

Social Impact

The proposed amendments will have minimum social impacts.
The proposed amendment represents the New Jersey Water Supply
Authority efforts to ensure that rates for raw water withdrawn,
diverted or allocated from the Delaware and Raritan Canal and/or
Spruce Run/Round Valley Reservoir Complex are sufficient to
provide the Operations and Maintenance revenues required by the
New Jersey Water Supply Authority.

Economic Impact

An economic impact will result from these 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.

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

7:11-2.1 General provisions

The rates and charges listed below shall be paid for raw water
withdrawn from the Delaware and Raritan Canal [and are hereby
promulgated by the Commissioner of the Department of
Environmental Protection in accordance with N.J.S.A. 13:13-12.4
and 13:13-12.9]. These rates and charges together with rate
adjustment and [demand charge] **annual operations and
maintenance provisions** set forth [herein] in **this subchapter** will
be incorporated in all water use agreements.

7:11-2.2 Rates and charges

(a) The charge per million gallons listed below is based on the
estimated annual [cost of operations, maintenance, replacement
and maintenance reserve, contingency reserve, and capital
improvement] **primary costs, renewal and replacement reserve,
emergency pumping reserve, major rehabilitation reserve and
general reserve.**

1. Operations and Maintenance Component:	
Allocation	Charge/Million Gallons
Million Gallons per day (MGD)	96.56 [75.00]

(b) [Until July 1, 1979, the rates and changes in effect prior to the
effective date of these regulations shall continue in force.] **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 [Demand charge] **Daily allotment charge**

[(a) Effective on the date of commencement of charges as
prescribed under "Commencement of charges" in the rules and
regulations for the use of water from the Delaware and Raritan
Canal, except for standby service described in section 4 of this
subchapter, the user shall pay to the Division a monthly charge
amounting to 100 per cent of the value of the quantity of water
specified in the agreement for maximum 24-hour withdrawal at the
rates prevailing in the agreement in effect at that time.

(b) Calculation of said demand charges as provided in subsection
(a) of this section shall be on the basis of the anticipated number
of withdrawal days, but not less than 30 withdrawal days per
month.]

**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, 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.**

7:11-2.4 **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.**

[7:11-2.4] **7:11-2.5 Standby services**

(a) A user applying for water supply for occasional use only, such
as fire protection, may be classified by the [Division] **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.

(b) The [Division] **Authority** reserves the right to revoke such

standby service classification at any time on 30 days' written notice to the user.

(c) (No change.)

7:11-2.5] 7:11-2.6 Standby Charge

(a) A user classified under standby service, as provided in [section 4 of this subchapter] **N.J.A.C. 7:11-2.5**, shall pay the monthly minimum charge, based on the capacity of his withdrawal system, as specified, below. [In addition he shall pay] **Said purchaser shall also pay** for all water withdrawal during the month, and charges as set forth in the General Rate Schedule which are in excess of such monthly Standby Charge.

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

Maximum withdrawal capacity	Charge
Each 1 Mgd. (700 GPM) or fraction thereof:	[\$75.00] \$96.56 per month

7:11-2.6] 7:11-2.7 Rate adjustment

[All agreements for the sale of water from the Delaware and Raritan Canal shall reserve to the Department] **The Authority reserves** the right to review and revise these rates and charges 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 [and a public hearing shall be held prior to its adoption]. **Any contract for the sale of water shall be subject to the exercise of this power.**

7:11-4.1 [Scope] General provisions

[Unless otherwise provided by rule or statute, the following shall constitute the rules of the Bureau of Water Facilities Operations and shall govern the charges for the diversion, withdrawal or allocation of water from the Raritan River Basin together with the general conditions covering such diversion, withdrawal or allocation.] **The rates and charges listed below shall be paid for raw water diverted, withdrawn or allocated from the Spruce Run/Round Valley Reservoir Complex. These rates and charges together with rate adjustment and annual operations and maintenance charge provisions set forth herein will be incorporated in all water use agreements.**

7:11-4.2 Construction

(a) These rules shall be liberally construed to permit the Department, the Bureau of Water Facilities Operations and its various agencies to discharge its statutory functions.

(b) The Commissioner or the Director of the Water Resources, may, upon notice to all parties, in the public interest, relax the application of these rules.

7:11-4.3 Practice where rules do not govern

(a) The Commissioner may rescind, amend or expand these rules from time to time, and such new rules shall be filed with the Secretary of State as provided by law.

(b) The Commissioner, the Director of the Division of Water Resources or any agency chief shall exercise his discretion in respect of any other matters not governed by these rules.]

7:11-4.4] 7:11-4.2 Equivalent sustained supply

(No change in text.)

7:11-4.5] 7:11-4.3 Basic confluence charges

The rates and charges per million gallons set forth [herein] **in this subchapter** shall apply to water approved by the [Water Policy and Supply Council] **Department of Environmental Protection** for diversion from the Raritan River Basin at or below the confluence of the Millstone and Raritan Rivers.

7:11-4.6] 7:11-4.4 Production factor

(No change in text.)

7:11-4.5 Daily allotment charge

Effective on the date of commencement of rates and charges as specified in the water use agreement and except for the Production Factor specified in N.J.A.C. 7:11-4.4 and short term Use Rates specified in N.J.A.C. 7:11-4.9, 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 diversion, withdrawal or allocation at the rates prevailing in the agreement in effect at that time.

7:11-4.7] 7:11-4.6 Annual demand charge

(a) The annual **Operations and Maintenance [d]Demand** charge for a given allocation shall be computed by multiplying the daily allotment charge by 365.

(b) Payments shall be made **in equal** monthly installments as billed.

7:11-4.8] 7:11-4.7 Rates and charges

(a) [The components of the basic confluence charges per million gallons listed below include the estimated annual cost of operations, maintenance, replacement and maintenance reserve, electrical pumping charge reserve and contingency reserve for the Operations and Maintenance Component and the repayment cost for the Bonded Indebtedness Component.] **Rates and charges rules are as follows:**

1. Bonded Indebtedness Component:

Effective July 1, 1965 \$20.60

[Operation and Maintenance Component,

Effective March 31, 1979 \$48.49]

(b) [Until March 31, 1979, the rates and charges in effect prior to the effective date of these regulations shall continue in force.]

The charge per million gallons listed below is based on the estimated annual primary costs, renewal and replacement reserve, emergency pumping reserve, major rehabilitation reserve and general reserve.

Operations and Maintenance Component

Allocation Charge/Million Gallons

Million gallons per day (MGD) \$96.56

1. This Operations and Maintenance Component shall be in addition to any Bonded Indebtedness Component charge presently existing or to be established by the New Jersey Water Supply Authority.

(c) (c) (No change.)

7:11-4.10] 7:11-4.8 Special user rates

Where the water withdrawn is returned to the stream channel at a point reasonably considered to be in the near vicinity of the point of withdrawal substantially undiminished in quantity, the purchaser shall only be charged the Operations and Maintenance Component applied to the **approved** daily allotment [approved by the Water Policy and Supply]. The annual Demand Charge for such use shall be determined by multiplying the daily allotment charge by 365.

7:11-4.11] 7:11-4.9 Short term user rate

(No change in text.)

7:11-4.12] 7:11-4.10 Rate adjustment

(a) [In accordance with N.J.S.A. 58:22-10, the Department] **The Authority reserves** the right to review and revise these rates and charges 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 any revision [and a public hearing shall be held prior to its adoption]. Any contract for the sale of water shall be subject to the exercise of this power.

OFFICE OF ADMINISTRATIVE LAW NOTE: See the June 4, 1981 Register at 13 N.J.R. 339(a) for pre-proposal notice concerning these rules.

(a)

DIVISION OF WATER RESOURCES

**Flood Hazard Area Delineations
Flood Delineations Along the Chamberlain,
Factory and Webbs Mill Branches of the
Cedar Creek**

Proposed Amendments: N.J.A.C. 7:13-1.11

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: N.J.S.A. 13:1D-1 et seq. and 58:16A-50 et
seq.
DEP Docket No.: 020-82-05

A public hearing concerning this rule will be held on July 28, 1982 at 10:00 A.M. at:

Lacey Township Municipal Building
818 West Lacey Road
Forked River, New Jersey 08731

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Clark Gilman
Bureau of Flood Plain Management
Division of Water Resources
CN 029
1911 Princeton Avenue
Trenton, New Jersey 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 1982-236.

The agency proposal follows:

Summary

This proposed amendment provides for the application of rules and regulations concerning the development and use of land in designated floodways to portions of the Chamberlain, Factory and Webbs Mill Branches of the Cedar Creek. Regulations of delineated flood hazard areas are designed to preserve flood carrying capacity and to minimize the threat to the public safety, health and general welfare.

Social Impact

This proposed delineation applies added flood protection to the Township of Lacey, Ocean County along the Cedar Creek.

Economic Impact

This proposed amendment will have only a minor economic impact. The area subject to this proposed flood hazard area delineation is relatively undeveloped. Few existing structures will be affected by this amendment. The proposed delineation would more clearly define the flood hazard area thus resulting in less requirements for flood insurance. Minor reductions of property value could result by restricting future development in the floodway

and requiring elevated construction design in flood fringe areas. However, minor property value diminution would be offset by the savings to governmental bodies and private homeowners due to little or no future rehabilitation and rescue expenditures from flood damage in the delineated area.

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

7:13-1.11 Delineated floodways

(a) (No change.)

(b) A list of delineated streams in the Atlantic Basin follows:

The flood hazard area of the Chamberlain Branch of Cedar Creek from the Bamber Lake Dam upstream to Route 539, Webbs Mill Branch from its confluence with Chamberlain Branch to approximately 3000 feet upstream from Route 539 and Factory Branch of Cedar Creek from its mouth upstream to an improved road, all within the Township of Lacey, Ocean County.

OFFICE OF ADMINISTRATIVE LAW NOTE: A map delineating the flood hazard area described in this notice was submitted as part of the Department's notice of proposed rule. This map can be inspected at:

Bureau of Flood Plain Management
Division of Water Resources
1911 Princeton Avenue
CN 029
Trenton, New Jersey 08625

or

Office of Administrative Law
Administrative Filings
88 East State Street
CN 301
Trenton, New Jersey 08625

(b)

DIVISION OF WATER RESOURCES

**Flood Hazard Area Delineations
Flood Delineations Along the Bass River**

Proposed Amendments: N.J.A.C. 7:13-1.11

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: N.J.S.A. 13:1D-1 et seq. and 58:16A-50 et
seq.
DEP Docket No.: 019-82-05

A public hearing concerning this rule will be held on July 27, 1982 at 10:00 A.M. at:

Township of Bass River Municipal Building
North Maple Avenue
New Gretna, New Jersey 08224

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Clark Gilman
Bureau of Flood Plain Management
Division of Water Resources
CN 029
1911 Princeton Avenue
Trenton, New Jersey 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 1982-237.

The agency proposal follows:

Summary

This proposed amendment provides for the application of rules and regulations concerning the development and use of land in designated floodways to portions of the Bass River. Regulations of delineated flood hazard areas are designed to preserve flood carrying capacity and to minimize the threat to the public safety, health and general welfare.

Social Impact

This proposed delineation applies added flood protection to the following areas within the Bass River Basin: Townships of Bass River, Burlington County.

Economic Impact

This proposed amendment will have only a minor economic impact. The area subject to this proposed flood hazard area delineation is relatively undeveloped. Few existing structures will be affected by this amendment. The proposed delineation would more clearly define the flood hazard area thus resulting in less requirements for flood insurance. Minor reductions of property value could result by restricting future development in the floodway and requiring elevated construction designs in flood fringe areas. However, minor property value diminution would be offset by the savings to governmental bodies and private homeowners due to little or no future rehabilitation and rescue expenditures from flood damage in the delineated area.

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

7:13-1.11 Delineated Floodways

(a) (No change.)

(b) A list of delineated streams in the Atlantic Basin follows:

The flood hazard area of the Bass River and its East and West Branches from 2,000 feet downstream of US Route 9 upstream to Stage Road in the Township of Bass River, Burlington County.

OFFICE OF ADMINISTRATIVE LAW NOTE: A map delineating the flood hazard area described in this notice was submitted as part of the Department's notice of proposed rule. This map can be inspected at:

Bureau of Flood Plain Management
Division of Water Resources
1911 Princeton Avenue
CN 029
Trenton, New Jersey 08625

or

Office of Administrative Law
Administrative Filings
88 East State Street
CN 301
Trenton, New Jersey 08625

(a)

DIVISION OF WATER RESOURCES

New Jersey Pollutant Discharge Elimination System Fee Schedule for Permittees

Proposed Amendments: N.J.A.C. 7:14A-1.8 and 1.9

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: N.J.S.A. 58:10A-1 et seq., specifically 58:10A-2, 4 and 9.
DEP Docket No.: 022-82-06

A **public hearing** concerning these rules will be held on July 22, 1982 at 10:00 A.M. at:

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

Interested persons may submit in writing any data, views or arguments relevant to the proposal on or before August 5, 1982. The Department has prepared a Basis and Background for the proposed amendment which includes a proposed budget for the program, a financial statement detailing the expenditures made by the Department during the past year, a list of fees for each facility and a list of proposed Section 316 variance request activities to be undertaken by the Department. Submissions by interested parties, any inquiries about submissions and responses, and requests for copies of the Basis and Background should be addressed to:

Dr. Marwan M. Sadat, Assistant Director
Water Quality Management Element
Division of Water Resources
CN 029
Trenton, New Jersey 08625

Any inquiries and requests for the Basis and Background may also be made by calling Mr. Steven Waddell at (609)292-5262.

The Department 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 1982-253.

The agency proposal follows:

Summary

The purpose of the proposed amendments is to revise the basis for assessing fees for permittees who discharge to surface waters and to establish fees for permittees who either discharge to the groundwater or are indirect dischargers to domestic treatment works. The proposed amendments will require the Department to publish and make available, prior to an annual public hearing, an extensive report on past and future activities supported by the fees. The amendments also change the formulas for determining the fees for each discharger. These proposed amendments are in part a response to two Petitions For Rulemaking submitted to the Department (see this issue of the Register at 14 N.J.R. 668(a)) plus comments received during a series of meetings with a task force created to assist the Department in the implementation of N.J.A.C. 7:14A. Also, these amendments are being proposed in order to comply with N.J.A.C. 7:14A-1.8(b).

Social Impact

A positive social impact will result from the proposed amendments. The amendments will provide for a more equitable distribution of the costs of the New Jersey Pollutant Discharge Elimination System (NJPDES) program while at the same time relieving some of the regulatory burden which accompanies the existing fee schedule. The revised fee schedules in this proposal will provide the Department with a self-sustaining budget for an effective ground and surface water pollution protection program. The regulations will also help the Department meet its duty of keeping the public fully informed about Departmental activities.

Economic Impact

For the next billing year the cost of these amendments to dischargers to surface waters will be \$2,561,825, to dischargers requesting 316 variances it will be \$50,000, and to dischargers to groundwater it will be \$1,253,570. The amendments distribute the costs of the NJPDES program on a fair share basis to each discharger. The proposed amendments are necessary to carry out the intent of N.J.S.A. 58:10A-9 that the NJPDES program be self-supporting.

Full text of the proposal follows (additions indicated in boldface thus). Delete the current text of N.J.A.C. 7:14A-1.8 and replace with new text below.

7:14A-1.8 Fee schedule for NJPDES Permittees

(a) Annual fee:

1. The Department shall collect annual fees which shall be based upon the estimated cost of administering the NJPDES Permit program, which includes processing, monitoring, and administering the permits. The yearly fee for a discharge shall be computed according to a sliding scale formula. The fee is determined on the basis of the estimated administrative cost for permit management, processing, issuance, surveillance and monitoring. The fee relates these costs to the total quantity of specific pollutants discharged by the permittee.

(b) Annual evaluation of fees:

1. The Department shall annually examine and may amend on a yearly basis the coefficients of the fee formulae in order to account for changing conditions and costs. The Department shall hold an annual public hearing concerning the fees to be assessed for the following year. The hearing shall be held prior to the actual assessment of the fees.

2. Thirty days prior to the holding of the hearing, the Department shall mail notice of the hearing to each discharger with a DSW, SIU, IWMF or DGW permit and any applicant for a DGW, SIU, IWMF, or DWS permit. Such notice shall include a copy of the fee schedule report, and the permittee's fee for the following year.

3. The fee schedule report shall be prepared annually by the Department and shall include the following:

i. A detailed financial statement showing the anticipated costs for the following year. The statement shall include a breakdown by totals for account titles (e.g., printing and office expenses, vehicular, and maintenance of vehicles) and include a breakdown by totals for types of discharge (e.g., industrial DSWs, municipal DSWs, thermal DSWs and DGWs);

ii. A detailed financial statement of the previous year's expenditures including a breakdown by account titles, breakdown by totals for types of discharges, actual amount of fees collected and any surplus which can be credited to the next year's costs;

iii. A report on the previous year's activities including the following:

(1) A list of permits issued;

(2) The number of compliance sampling inspections (24 hour monitoring) undertaken, the facilities inspected and the results thereof;

(3) The number of wasteload allocations completed;

(4) A list of facilities inspected;

(5) The number of administrative orders and consent orders issued by the Department including a breakdown by type of order, resolution and type of discharge involved; and

(6) A summary of Section 316 variance request activities; and
iv. A list of Section 316 variance requests which are expected to be processed in the following year.

(c) Annual fee for discharges to surface waters (DSW) and to groundwaters (DGW) by land disposal:

1. The yearly fee for a DSW and a DGW by land disposal (when used in this section, "a discharge to groundwater by land disposal" means the application of wastewater onto or into the land, exclusive of sanitary landfills, surface impoundments, land application of septage and sludge, and infiltration-percolation lagoons) shall be based on the following parameters as reported to the Department by the permittee:

2. For domestic treatment works which are DSWs and/or DGWs by land disposal, the average daily biochemical oxygen demand (BOD₅);

3. For dischargers of industrial pollutants which are DSWs and/or DGWs by land disposal, the average daily quantity of one of the following pollutants (as expressed in kilograms per day), whichever pollutant is discharged in the largest amount:

i. Aluminum (Al);

ii. Cadmium (Cd);

iii. Cobalt (Co);

iv. Lead (Pb);

v. Nickel (Ni);

vi. Arsenic (As);

vii. Silver (Ag);

viii. Chromium (Cr);

ix. Copper (Cu);

x. Mercury (Hg);

xi. Biochemical Oxygen Demand (BOD₅);

xii. Chemical Oxygen Demand (COD);

xiii. Total Organic Carbon (TOC);

xiv. Total Dissolved Carbon (TDC);

xv. Cyanide (Cyn);

xvi. Total Suspended Solids (SS);

xvii. Total Dissolved Solids (TDS).

3. To determine the quantities of pollutants for (c)2 above, the Department shall calculate the average daily quantity of those pollutants which are limited in the permittee's NJPDES permit, and if the permittee's NJPDES permit has no limits, then the average daily quantity of those pollutants for which the permittee monitors on a regular periodic basis, as required by his NJPDES permit. The quantity may be determined on a net basis provided this has been authorized pursuant to N.J.A.C. 7:14A-3.14(h).

4. For non-contract cooling water, the heat loading.

(d) Monitoring:

1. All DSW dischargers shall report on Discharge Monitoring Reports (DMRs) and on Monitoring Report Forms (MRF). The data for the appropriate parameters shall be submitted as frequently as required by the discharger's NJPDES permit.

2. For all DGWs by land disposal, the dischargers shall report to the Department in accordance with the discharger's NJPDES permit on Monitoring Report Forms (MRF) which can be obtained by writing to:

Assistant Director
Water Quality Management
NJPDES Permit Administration
Division of Water Resources
CN 029

Trenton, New Jersey 08625

3. In addition, DGWs by land disposal shall report their groundwater monitoring data in accordance with their NJPDES permit on forms provided by the Department.

4. Wastewater flows shall be reported in millions of gallons per

day (mgd). BOD₅ and the other pollutants listed in (c)2 above shall be reported in milligrams per liter (mg/l) or kilograms per day, as required by the discharger's NJPDES permit. Temperature shall be reported in degrees Celsius (°C).

5. Each DTW shall report every month the average daily flow (Q) and BOD₅ for that month.

6. Industrial and commercial dischargers, except for those dischargers covered by (d)8 below, shall report monthly the average daily flow (Q) and the amount discharged for that month of any of the pollutants listed in (c)2 above.

7. Starting with the effective date of these amendments, permittees with discharges consisting solely of non-contact cooling water shall report monthly on MRFs the average temperature (T_d) upstream from the point of discharge. This point should be located outside the influence of the thermal plume. Where the intake water source is the receiving stream, intake water temperature shall be used instead of upstream water temperature. Where the average daily ambient temperature is not provided by the permittee, the values in Appendix A shall be used for computing the annual fee. For the purposes of computing the thermal fees for the billing year beginning March 6, 1982, if the discharger's permit gives only winter and/or summer limitations, and unless monitoring data shows otherwise, for winter the ambient water temperature shall be considered to be 5.57°C (November - April) and for summer it shall be considered to be 18.87°C (May - October).

8. Permittees with discharges of nonprocess, nonthermal ground water from continuous dewatering operations of mining where the quality does not meet the ambient surface water quality standards of the receiving water shall report monthly the average daily flow (Q) and the average daily Total Suspended Solids (SS). Temporary dewatering operations needed for construction purposes are exempt from the requirements of this paragraph and of the fee requirements of this section.

9. Permittees with discharges consisting of a mixture of cooling water and industrial and/or commercial process water shall report as required by (d)6 and 7 above.

10. For the purposes of this section, average daily discharge rate, BOD₅ mass loading, the average daily mass loading of the other pollutants listed in (c)2 above, and average daily heat loading shall be computed as follows:

i. The reported average daily BOD₅ or the concentration of the discharge of the other pollutants listed in (c)2 above, as submitted to the Department on MRFs or DMRs, shall be multiplied by the average daily discharge flow rate and the appropriate unit conversion factors to yield the average daily mass loading of each pollutant for the reporting period as specified in the permittee's NJPDES permit. If the average daily loading is reported to the Department, this figure will be used. The reported average daily ambient temperature T_a shall be subtracted from the reported average daily discharge temperature T_d, and the result shall be multiplied by the reported average daily discharge flow rate and the appropriate unit conversion factors to yield the average daily thermal loading for the reporting period.

ii. The average daily mass loading of each pollutant or the average daily thermal loadings computed in (d)9 above shall be summed for the reporting year. The reporting year means the year ending with the period for which the most recent MRF or DMR submitted prior to the beginning of the billing year is available.

iii. The appropriate sum of the average daily loadings computed in (d)10ii above shall be divided by the sum of the reporting periods to obtain a daily average for the year. For the purposes of fee calculation, this daily average shall be interpreted as the average mass loading of BOD₅ or the other pollutants listed in (c)2 above per day or as the average heat loading per day for the discharge. These daily averages shall be

summed by type of pollutant over all the discharges for the facility to yield the average daily mass loading of BOD₅ or the other pollutants listed in (c)2 above or average daily heat loading to be used in the fee calculation.

iv. If the discharge has been in operation less than one year, the average daily mass or heat loading shall be based on the actual number of months of operation. The annual fee shall be proportional to the number of months of operation but not less than the minimum amount given in (e)1 through 7, (k) or (l) below.

(e) Fee calculation:

1. For domestic treatment works which are DSWs and/or DGWs by land disposal, except for those covered by (e)5 or 6 below, the annual fee F_m in U.S. dollars is given by (where K-BOD is the average daily BOD₅ mass loading in kilograms computed according to the procedures described in (d)10 above; the minimum annual fee shall be \$200.00)

$$i. F_m = -869.9 + 685.7(K-BOD)^{1/3}$$

2. For discharges of industrial pollutants which are DSWs and/or DGWs by land disposal, except for those covered by (e)4 or 7 below, the annual fee F_i in U.S. dollars is given by (where K-PAR is the average daily mass loading in kilograms of the pollutant which is highest in quantity of all of the pollutants listed in (c)2 above and computed according to the procedure described in (d)10 above; the minimum annual fee shall be \$200.00):

$$i. F_i = -1185.2 + 1827.9(K-PAR)^{1/3}$$

3. For discharges of non-contact cooling water, the annual fee F_t in U.S. dollars is given by (where H_m is the average daily heat load expressed as million BTU's (British Thermal Units) per hour computed according to the procedure described in (d)10 above and divided by 24; the minimum annual fee shall be \$200.00):

$$i. F_t = -1019.6 + 1500.1(H_m)^{1/3}$$

ii. In addition to the fee assessed in accordance with (e)3 above, an additional fee shall be assessed against a discharger of non-contact cooling water for the processing of the discharger's Section 316 variance request. Said fee shall be based upon the proposed budget for the following year. The discharger's subsequent year's fee may be debited or credited in line with the Department's actual expenses for processing the variance request.

4. For nonprocess, nonthermal discharges of ground water from dewatering operations of which quality is not worse than the ambient surface water quality standards for the receiving waters, there shall be no annual fee assessed. In order to qualify for this exception, a facility must submit a written request, which will be subject to the approval of the Department. Such a request must be accompanied by sampling data showing that the discharge is of the required quality.

5. Public and private schools, churches, and charitable institutions shall not be assessed a fee.

6. Permittees whose only discharges are storm sewers or combined sewers will be assessed a minimum fee of \$200.00 in U.S. dollars.

7. Discharges from oil/water separators of stormwater will be assessed a minimum fee F_s of \$200.00 in U.S. dollars.

8. Where a facility has both a DSW and a DGW by land disposal, the discharges shall be considered to be one discharge with all flows totaled in order to calculate the fee.

(f) Any existing source or any new source which commences discharge between March 6, 1981 and the effective date of these amendments, which is a DSW or a DGW by land disposal, and which does not have a NJPDES permit shall be assessed a fee in accordance with (e) above based on the information submitted to the Department in the discharger's NJPDES permit application. The fee shall be assessed on a prorated basis with an assumed operational starting date as of the effective date of these amendments or 120 days from the date that the

discharger's NJPDES permit application was filed, whichever is later. The fee shall be submitted with the application for the NJPDES permit. This fee shall be refunded if the permit is denied. The discharger's following year fee shall be adjusted based upon the facility's actual performance and the date the final NJPDES permit is issued.

(g) Any new source which is a DSW or a DGW by land disposal, whether permitted or not, and which begins to discharge after the effective date of these amendments shall be assessed a fee in accordance with (e) above on a prorated basis with an assumed operational starting date for fee purposes the same as 120 days from the date that the discharger's NJPDES permit application was filed. The fee shall be based upon appropriate parameters in the NJPDES permit and the projected flow. The fee shall be submitted with the application for the NJPDES permit. This fee shall be refunded if the permit is denied. The discharger's following year fee shall be adjusted based upon the facility's actual performance and the date the final NJPDES permit is issued.

(h) For any discharger who commences discharge after the effective date of these amendments and who appeals the effluent limitations in his draft NJPDES permit, unless the discharger can document otherwise to the satisfaction of the Department, the Department will assess a fee based upon the following values for fee calculation in accordance with (e) above:

1. For industrial dischargers, either:

i. 100 mg/l COD for primary treatment;

ii. 20 mg/l COD for secondary treatment or a higher level of treatment; or

iii. 20 mg/l SS if the Department determines this is a more appropriate parameter than COD; and

2. For domestic treatment works:

i. 30 mg/l for secondary treatment or a higher level of treatment.

(i) If a discharger believes that the Department has made an error in computation or that the fee is based on incorrect data in the discharger's DMR or MRF, the discharger must request an adjustment of the fee in writing within 30 days of receipt of the bill.

(j) Where a facility has separate or combined discharges of industrial pollutants and/or domestic wastes with noncontact cooling water, a fee shall be assessed for each.

(k) Annual permit fees for discharges to ground water other than by land disposal:

1. Fees for discharges from sanitary landfills will be assessed on a yearly basis. The operational starting date shall be assumed to be the date that the discharger's NJPDES permit application is filed plus 120 days or the effective date of these amendments, whichever is later. The initial fee is due when the discharger's NJPDES permit application is submitted to the Department. The annual fee F_{s1} in U.S. dollars is given by (where AC is the total number of acres to be permitted of the landfill):

i. $F_{s1} = 639.7 + 62.2(AC)^{1/3}$; the minimum annual fee shall be \$640.00.

2. The discharger's following year fee shall be adjusted based upon the facility's actual permitted acreage and the date the final NJPDES permit is issued. The fee shall be refunded if the permit is denied.

3. Fees for discharges by surface impoundments or infiltration-percolation lagoons shall be assessed on a yearly basis. The operational starting date shall be assumed to be the date that the discharger's NJPDES permit application is filed plus 120 days or the effective date of these amendments, whichever is later. The initial fee is due when the discharger's NJPDES permit application is submitted to the Department. The annual fee F_{s1} in U.S. dollars is given by (where AC is the total number of acres to be permitted and covered by the surface impoundment(s) or the infiltration-percolation

lagoon(s)).

i. $F_{s1} = 142.6 + 1305.3(AC)^{1/3}$; the minimum annual fee shall be \$350.00 (surface impoundments at mining facilities shall be assessed the minimum fee).

4. The discharger's following year fee shall be adjusted based upon the facility's actual permitted acreage and the date the final NJPDES permit is issued. The fee shall be refunded if the permit is denied.

5. Fees for the land application of sludge and septage shall be assessed on a yearly basis. The starting date shall be assumed to be the date that the discharge's NJPDES application is filed plus 120 days or the effective date of these amendments, whichever is later. The initial fee is due when the discharger's NJPDES permit application is submitted to the Department. The annual fee F_{1a} in U.S. dollars is given by (where TAN is the total available nitrogen being applied to the site):

i. For sludge from domestic treatment works and septage, $F_{1a} = -236.3 + 308.4 (TAN)^{1/3}$, the minimum annual fee shall be \$350.00;

ii. For non-hazardous industrial waste residue, $F_{1a} = -236.3 + 308.4 (TAN)^{1/3}$, the minimum annual fee shall be \$1,000; and

iii. For hazardous industrial waste residue, the minimum annual fee shall be \$5,000.

6. The fee shall be refunded if the permit is denied. The discharger's following year fee shall be adjusted based upon the date the final NJPDES permit is issued.

7. Fees for discharges from onsite subsurface disposal systems shall be assessed on a one time only basis. The fee is due when the discharger's NJPDES permit application is submitted to the Department. No fee shall be charged for a NJPDES onsite subsurface disposal system permit renewal. The fee shall be assessed as follows:

i. For all subsurface sewage disposal systems serving industrial or commercial facilities, a fee based on the formula: $Fee = -63 + 2047 (K-BOD)^{1/3}$

(1) Where the fee is in U.S. dollars and K-BOD represents the onsite subsurface disposal system daily BOD₅ loading in kilograms per day. In no case however will the fee be less than \$400.00.

ii. For all community subsurface sewage disposal systems which receive more than 2,000 gallons per day, a fee based on the formula: $Fee = -972 + 220(Q)^{1/3}$

(1) Where the fee is in U.S. dollars and Q represents the onsite subsurface disposal system design flow in gallons per day.

8. The fee shall be refunded if the permit is denied.

(l) Annual permit fees for discharges to domestic treatment works:

1. Fees for discharges to domestic treatment works by significant industrial users shall be assessed on a yearly basis. The operational starting date shall be assumed to be the date that the discharger's NJPDES permit application is filed plus 120 days or the effective date of these amendments, whichever is later. The initial fee is due when the discharger's NJPDES permit application is submitted to the Department. The fees shall be assessed as follows:

i. For all facilities which are classified as hazardous waste management facilities pursuant to N.J.A.C. 7:26-12, a minimum fee of \$1000 per year in U.S. dollars; and

ii. For all dischargers of leachate from sanitary landfills or of contaminated groundwater, a minimum fee of \$1000 per year in U.S. dollars.

iii. The discharger's following year fee shall be adjusted based upon the date the final NJPDES permit is issued. The fee shall be refunded if the permit is denied.

(m) For the purposes of this section, the billing year shall run from March 6, 1982 to March 6, 1983 and to March 6 for each consecutive year thereafter.

(n) The minimum fees stated in (e)1 through 7, (h) and (l) above shall not be prorated or adjusted.

7:14A-1.9 Definitions

...
"Section 316 variance request" means a request by a discharger for the relaxation of an effluent limitation in accordance with Section 316 of the Federal Act.
 ...

(a)

THE COMMISSIONER

NJPDES Permit Fee Schedule

Agency Response to Petition for Rulemaking (see N.J.S.A. 52:14B-4(f)); N.J.A.C. 7:14A

Petitioners: Jersey Central Power and Light Company (see September 10, 1981 Register at 13 N.J.R. 566(b)) Public Service Electric and Gas Company (see September 10, 1981 Register at 13 N.J.R. 566(b)) Atlantic City Electric Company (see September 10, 1981 Register at 13 N.J.R. 566(b)) Authorities Association of New Jersey (see December 7, 1981 Register at 13 N.J.R. 922(a))

Full text of the agency response to the petitioners follows.

Pursuant to the authority of N.J.S.A. 52:14B-4(f), the Department of Environmental Protection (Department) was petitioned by the Jersey Central Power and Light Company, Public Service Electric and Gas Company, and Atlantic City Electric Company (Power Companies); and by the Authorities Association of New Jersey (Association) to initiate rulemaking proceedings with respect to the New Jersey Pollutant Discharge Elimination System Regulations (NJPDES), N.J.A.C. 7:14A-1 et seq. The petition from the Power Companies was received on July 2, 1981 and the Notice of Petition for Rulemaking appeared in the New Jersey Register at 13 N.J.R. 566(b) (DEP Docket No. 039-81-08). The petition from the Association was received on November 24, 1981 and the Notice of Petition for Rulemaking appeared in the New Jersey Register at 13 N.J.R. 922(a).

Robert E. Hughey, Commissioner of Environmental Protection, certifies that, pursuant to N.J.S.A. 52:14B-4(4) and N.J.A.C. 1:30-3.6, the Department has duly considered these petitions and its response to the petitions is outlined below.

The Power Companies' requested that the Department do the following:

1. Issue a declaratory ruling pursuant to N.J.S.A. 52:14B-8 that the 1981 fee schedule and the general fee assessment methodology set forth in N.J.A.C. 7:14A-1.8 are invalid;
2. Initiate a rulemaking proceeding pursuant to N.J.S.A. 52:14B-4(f) to amend the 1981 fee schedule and the general fee assessment methodology set forth in N.J.A.C. 7:14A-1.8 so as to conform to N.J.S.A. 58:10A-9; and
3. Stay the 1981 fee schedule pending a final resolution of the issues set forth in the petition.

After the Department's receipt of the Power Companies' petition, the Department and the Power Companies held discussions regarding the issues raised by the petition. As a result of these

discussions, the Department and Power Companies signed a settlement agreement whereby the Department agreed to do the following:

1. To levy assessments on individual dischargers for the costs of processing Section 316 variance requests pursuant to the Clean Water Act in the year(s) prior to and/or during the period of review of specific variance requests;
2. To levy assessments for the Power Companies' discharges during the period March 1981 through February 1982 as specifically set forth in the agreement;
3. To amend its regulations to provide for the publication of specified information, prior to the annual public hearing scheduled pursuant to N.J.A.C. 7:14A-1.8(b). Such information would include a list of proposed fees, a breakdown of the anticipated costs for the following year, a comparison of the prior year's expenses compared to the fees collected for that year, and a schedule of estimated expenses for processing Section 316 variance requests for the following year;
4. To provide a credit to be applied against the fee schedule for the period March 1982 through February 1983 which would reflect the partial implementation of the NJPDES program during the period March 1981 through February 1982; and
5. To publish and provide 30 days prior to the public hearing to be scheduled in 1982, a statement as to the basis for the proposed credit, including to the extent practicable, supporting documentation in regard to expenses and staffing levels during the period March 1981 through February 1982.

On this same day, the Department is proposing amendments to N.J.A.C. 7:14A-1.8, fee schedule for permittees. The proposed amendments will provide for such changes in the regulations so as to comply with items 1, 3, and 5 of the settlement agreement with the Power Companies. The Department has already complied with item 2 by sending adjusted bills to permittees with a thermal discharge. The Department will comply with item 4 by adjusting fees for the period March 1982 through February 1983 to provide a credit for partial implementation.

The reasons for proposing amendments to N.J.A.C. 7:14A-1.8 are more fully explained in the Basis and Background for the amendments. In essence the reason that the Department agreed to a new basis for billing dischargers for Section 316 variance requests was that the new basis eliminated the possibility of overcharging dischargers for work already completed. Because the processing of the variance requests is a one time process, very specialized and very expensive, it was believed best to assess these costs only when they actually arise. (This is why last year's fees for thermal dischargers were recalculated.) The Department believes that the additional information requirements in the amendments are consistent with the Department's obligation to keep the general public and permittees fully informed of its actions, especially when these actions involve the expenditure of funds. Finally, the Department believes that providing a credit for last year's activities is consistent with the NJPDES activities actually undertaken last year by the Department. The Department is in the process of obtaining primacy for the State in the NPDES program. However, because primacy was not transferred to the State last year, certain tasks which would have normally been undertaken by the Department did not take place. Therefore, a credit has been granted.

As to the Authorities' petition, it asked that the following changes be made in the regulations:

1. That the fee formula be changed so as to reflect the statutory purpose authorizing the change;

2. That the Department's cost estimates be subject to a public hearing; and
3. That the Department establish a procedure whereby a permittee may have the opportunity to object to any particular, individual fee charged to such permittee under N.J.S.A. 58:10A-9.

As stated previously, the Department is proposing to amend its fee formula to provide more equality to individual classes of dischargers. These amendments will more nearly reflect the actual cost by class that the Department incurs in implementing the NJPDES program. However, the Department has found a direct relationship between the amount discharged by a permittee and the costs of the program. Therefore, the Department stands by the general principle that a fee be assessed on the basis of the quantity of pollution discharged by a permittee.

As stated above, the Department is proposing to provide greater information to both the general public and permittees. This is entirely consistent with the Department's duty to provide information about its actions.

The Department also proposes to amend the fee schedule regulation to provide for the opportunity for a permittee to request a correction of his fee. The proposed amendment allows for an adjustment of the fee if the Department has made a computational error or if the fee is based on incorrect data in the discharger's DMR or MRF. The experience gained by the administration of last year's fees has demonstrated the soundness of this change. It should be noted that by this amendment the Department intends only to allow for the correction of a mistake either by the Department or the discharger. This provision should not be interpreted to be a mechanism for appealing the underlying basis of the fee or the actual coefficients in the fee formulas. Objections to the basis or coefficients can only be raised during the rulemaking process.

OFFICE OF ADMINISTRATIVE LAW NOTE: See this issue of the Register at 14 N.J.R. 684(a) for a proposal concerning this notice.

(a)

DIVISION OF FISH, GAME AND WILDLIFE

**Shellfisheries
Taking of Hard Clams**

Proposed Amendment: N.J.A.C. 7:25-9.1

Authorized By: Robert E. Hughey, Commissioner,
Department of Environmental Protection.
Authority: N.J.S.A. 50:1-5.
DEP Docket No.: 018-82-05

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Gale Critchlow, Chief
Bureau of Shellfisheries
Division of Fish, Game and Wildlife
CN 400
Trenton, New Jersey 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 1982-238.

The agency proposal follows:

Summary

The proposed amendment establishes a specific method by which an allowed proportion of sublegal sized clams in a harvest will be measured. The rewording of the rule for harvest of hard clams clarifies the relationship between the rule and penalties specified in N.J.A.C. 7:25-9.2(a). The amendment has been the subject of lengthy discussion at Atlantic Coast Shellfish Council meetings during the last year. There is general agreement among council members, enforcement personnel and independent clambers on the acceptability of the proposed amendment.

Social Impact

Minimal social impact is expected to result from this amendment since its adoption's only result will be to make the definition of the infraction fit the wording of the penalty section for that infraction.

Economic Impact

There will be no additional cost to the State as a result of this amendment. A minimal economic impact will result from this amendment inasmuch as the amendment merely clarifies the relationship between the rule and penalties specified in N.J.A.C. 7:25-9.2(a) and does not alter the substantive penalty provisions of that section.

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

7:25-9.1 Taking of hard clams

(a) Resolution Number 59 of August 17, 1959, is hereby rescinded.

(b) Any person actively engaged in harvesting hard clams (*Mercenaria mercenaria*) must, as part of that activity, redeposit on the bottom from whence they were taken, all clams that have a shell length of less than 1-1/2 inches in length.

(c) No person shall possess, sell or purchase, or attempt to possess, sell or purchase any hard clams with a shell length of less than specified in subsection (b) of this section, except that up to three percent of the number of clams in possession, may have a lesser shell length.

(d) Any member of the Shell Fisheries Councils, any officer or employee of the Division of Fish, Game and Shellfisheries, or any member of the Marine Police of the Division of Marine Services is authorized and empowered to determine compliance with this regulation using a peck (one quarter bushel) dry measure as the determining factor.

(e) Any person who shall be guilty of violating the provisions of this regulation shall be required to appear before the Shell Fisheries Council, Atlantic Coast Section, to show cause why such person's license and/or lease should not be revoked for such period of time as the said Shell Fisheries Council shall fix.]

(a) No person shall take, attempt to take, possess, sell, offer for sale, purchase or attempt to purchase any hard clams *Mercenaria mercenaria*, with a shell length less than 1-1/2 inches.

(b) Clams will be culled by the harvester where taken and all clams less than 1-1/2 inches in shell length shall be redeposited immediately on the bottom from whence they were harvested except that up to three percent of the number of clams in possession may have a shell length less than 1-1/2 inches.

1. In determining whether the proportion of undersized clams exceeds the three percent tolerance limit, a representative sample will be collected from each bushel, bag, container and/or pile of the harvester. If the enforcement officer so desires the entire catch may be measured.

2. In determining whether a certified dealer is in compliance

with the three percent tolerance limit, dealer records, which shall include the number of sublegal and legal size clams purchased from each harvester, shall be made available to any enforcement officer. Failure to exhibit records upon request will be considered prima facie evidence of violation of this section.

3. Any clams in excess of the three percent tolerance limit shall be seized (by enforcement personnel) and returned to the bottom from whence they were taken.

(c) Possession and sale of hatchery reared clams by a clam hatchery and purchase and possession of hatchery reared clams from a clam hatchery shall be exempt from this regulation. A clam hatchery is defined as any operation which obtains clams through the process of artificial spawning and culture methods.

HEALTH

(a)

DRUG UTILIZATION REVIEW COUNCIL

Interchangeable Drug Products

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

Authorized By: Drug Utilization Review Council, Robert G. Kowalski, Chairman.
 Authority: N.J.S.A. 24:6E-6g.

A public hearing concerning this rule will be held on July 28, 1982 at 10:00 A.M. at:

Training Room "A"
 1st Floor
 Health-Agriculture Building
 John Fitch Plaza
 Trenton, New Jersey 08625

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Sol Mendell
 Acting Director
 Drug Utilization Review Council
 Department of Health
 CN 360
 Trenton, New Jersey 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 1982-252.

The agency proposal follows:

Summary

The proposed additions will expand the list of interchangeable (generic) drug products. For example, drugs such as Acetaminophen/Codeine can now be substituted by pharmacists for the brand Tylenol/Codeine.

Social Impact

If a patient's physician approves of substituting a different brand name or a non-brand name drug product, the pharmacist may

dispense a substitute 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 consumers to save money on prescriptions through 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).

Acetaminophen 120 mg/5 ml with codeine 12 mg/5 ml elixir	NPC
Aspirin with codeine tab 60 mg	Chelsea
Butabarbital sod. 15, 30 mg tab	Chelsea
Carisoprodol tab 350 mg	Danbury
Chlorthalidone tab 25, 50 mg	Chelsea
Dexamethasone tab 0.75 mg	Chelsea
Dipyridamole tab 25 mg	Danbury
Doxycycline Hyclate cap 50, 100 mg	Mylan, Chelsea
Ergoloid mesylates tab s/10.5, 1.0 mg	Chelsea
Erythromycin E.C. tab 250 mg	Robins
Erythromycin stearate tab 250 mg	Chelsea
Furosemide tab 20, 40 mg	Chelsea
Hydrochlorothiazide tab 100 mg	Chelsea
Hydrochlorothiazide tab 25, 50 mg	Purepac
Hydroxyzine HCl tab 50 mg	Chelsea
Hydroxyzine HCl tab 10, 25, 50 mg	PAR
Hydroxyzine pamoate caps 25, 50 mg	Zenith
Imipramine HCl tab 10 mg	Chelsea
Isosorbide dinitrate s/1 tab 10 mg	Chelsea
Isosorbide dinitrate oral tab 20 mg	PAR
Metronidazole tab 250 mg	Lemmon
Metronidazole tab 500 mg	Zenith
Methychlothiazide tab 2.5, 5 mg	Bolar
Orphenadrine citrate tab 100 mg	Bolar, Cord
Phenylbutazone tab 100 mg	Chelsea, Danbury
Potassium chloride for oral sol. 20 mEq	Lemmon
Primidone tab 250 mg	Bolar
Procainamide HCl cap 250, 375, 500 mg	Chelsea
Sulfamethoxazole tab 500 mg	Heather
Sulfamethoxazole 400 mg/trimethoprim 80 mg tab	Biocraft
Sulfamethoxazole 800 mg/trimethoprim 160 mg tab	Biocraft
Sulfisoxazole tab 500 mg	Purépac

HIGHER EDUCATION

(b)

BOARD OF HIGHER EDUCATION

County Colleges Chargeback Regulations

Proposed Amendments: N.J.A.C. 9:4-1.5

Authorized By: Board of Higher Education, T. Edward Hollander, Chancellor and Secretary.
 Authority: N.J.S.A. 18A:64A-7(b).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982.

These submissions, and any inquiries about submissions and responses, should be addressed to:

Eric M. Perkins, Esq.
Administrative Practice Officer
Department of Higher Education
CN 542
225 West State Street
Trenton, New Jersey 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 1982-255.

The agency proposal follows:

Summary

The enactment of PL. 1981 c.329 revised the provisions of N.J.S. 18A:64A-23 concerning charges for students who enroll in county colleges in counties in which they do not reside to take degree programs which are not offered by the county college in the county in which they reside. Such charges are paid by the "sending" county to the college in which the student enrolls. The proposal implements the new law by specifying the data necessary to permit proper accounting of such charges and the manner in which they may be expended by the receiving institutions.

Social Impact

The proposal will improve the ability of counties to examine students who apply for chargeback reimbursement and monitor their educational program to insure that they remain eligible for such reimbursement. The proposal will also require colleges to expend capital monies collected in accordance with the new law according to national standards.

Economic Impact

The proposal will require additional certifications by colleges receiving chargeback students. An anticipated reduction in ineligible students now receiving chargeback may provide some savings to sending counties.

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

9:4-1.5 Chargeback

(a)-(e) (No change.)

(f) Each receiving college shall provide to the sending counties:

1. Certification of each chargeback student's current semester's enrollment by course and by program on its chargeback billing;

2. Certification of the previous year's audited resident enrollments and audited level of county support;

3. Current year course catalog.

(g) The receiving college may expend the \$1.00 per credit hour collected for minor capital purposes as part of its chargeback billing subject to the following limitations:

1. Expenditures must be for capital items as defined in Chapter 5 of College and Business Administration (1974) and revisions thereof.

2. The total cost of any such capital item shall not exceed \$50,000.

(h) Effective July 1, 1982, the differential chargeback ratio for all courses shall be 1.0.

(a)

EDUCATIONAL OPPORTUNITY FUND BOARD

Financial Aid Guidelines Program Support; Summer Program

Proposed Amendments: N.J.A.C. 9:11-1 and 9:12-1 and 9:12-2

Authorized By: Educational Opportunity Fund Board, T. Edward Hollander, Chairman.

Authority: N.J.S.A. 18A:71-33 and 18A:71-36.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

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

The Educational Opportunity Fund Board 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 1982-256.

The agency proposal follows:

Summary

The proposal provides clarifications of student status and eligibility, programmatic components, and budgetary limitations of Educational Opportunity Fund Programs.

Social Impact

The Educational Opportunity Program provides supportive services and awards based on financial need to enable students to obtain undergraduate and graduate degrees from both public and private colleges in the State of New Jersey.

Economic Impact

The proposed regulation changes are consistent with the FY '83 budget request of the Department of Higher Education and provide increased student services and income limitations which reflect current Federal income indexes.

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

9:11-1.1 Student eligibility

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

(c) To be eligible for an educational opportunity fund grant, a student must have demonstrated that he or she:

1.-6. (No change.)

7. E.O.F. grant awards may not be used by students attending out-of-state institutions.

9:11-1.4 Dependent/independent student

(a)-(d) (No change.)

(e) Students who receive Aid for Dependent Children for their dependent children may be considered for independent status without regard to their domicile.

9:11-1.5 Financial eligibility for undergraduate grants

(a) A dependent student is financially eligible for an **initial** E.O.F. grant if the gross income of his or her parent(s) or guardian(s) is \$12,000 or below and said parent(s) or guardian(s) cannot contribute more than \$625.00 toward educational expenses as determined by the College Scholarship Service, Uniform Methodology. Where the dependent student's parent(s) or guardian(s) are receiving welfare as the primary means of family support, the student is presumed to be eligible without regard to the amount of primary welfare support.

(b) (No change.)

(c) [In order for] An independent student is financially eligible for an E.O.F. grant if the gross income of his or her parent(s) or guardian(s) [must] **does not exceed [\$12,000] income limits set for dependent students.** [and said parent(s) or guardian(s) must not be capable of contributing more than \$625 toward the student's educational expenses as determined by the College Scholarship Service, Uniform Methodology.]

1.-2. (No change.)

3. In cases where welfare is the primary source of an independent student(s) income, parental income eligibility shall be presumed to have been met.

[3.14. Notwithstanding any other provision herein, an independent student [may] **shall**, in lieu of specific financial information concerning his or her parent(s) or guardian(s) income, provide (**upon entry into the program**) other evidence that he or she is from a background of historical poverty (e.g., an affidavit from a respected member of the community such as a clergyman).

(d) An independent student is financially eligible for an E.O.F. grant providing his or her gross annual income (including spouse) for the calendar year prior to the academic year for which aid is requested and the calendar year during which aid is received does not exceed the following schedule:

1. [\$4,200] **\$5,120** [for a single student (household size 1)] **family size (including student) 1;**

2. [\$5,500] **\$6,870** [for a married student, no other dependents (household size 2)] **family size (including student) 2;**

3. [\$6,600] **\$9,060** [for a student with one additional dependent, but no spouse (household size 2)] **family size (including student) 3;**

4. [\$7,000] **\$10,820** [for a student with two additional dependents (household size 3)] **family size (including student) 4;**

5. Add [\$1,000] **\$1,480** for each additional dependent to a maximum of [\$12,000] **the income limit set for dependent students.**

6. (No change.)

(e) **Students deemed eligible at the time of initial enrollment shall retain eligibility for program support services throughout the duration of the initial degree study. In addition, students shall retain eligibility for an E.O.F. grant as long as the student has demonstrated financial need as defined by the New Jersey Methodology.**

[(c)](f) Where there is evidence of a background of historical poverty and strict adherence to the maximum income eligibility cut-offs will not serve the purpose of the E.O.F. Program, the certifying officer designated by the president of the institution may authorize [a] **grants of no more than five percent** under a waiver pursuant to the provisions of this section. Such a waiver can be issued when exceptional conditions exist which affect student eligibility and sufficient documentation is made available for verification. The conditions may include, but are not limited to:

1.-5. (No change.)

6. Extraordinary non-discretionary expenses due to permanent disability which reduces available funds to the student.

(g) **When making awards that exceed five percent, permission must be granted by the Executive Director. All efforts should be made to give priority to the students whose income is within the limits of the guidelines.**

[9:11-1.6 Financial eligibility for graduate grants

(a) Dependent and independent graduate students who were E.O.F. recipients as undergraduates must continue to meet the financial eligibility requirements set forth in section 5 of this subchapter. Financial Eligibility for Undergraduate Grants in order to qualify for a graduate E.O.F. grant.

(b) Priority in the granting of E.O.F. graduate grants shall be given to those students who received E.O.F. undergraduate grants.

(c) Those graduate students who did not receive an E.O.F. grant as an undergraduate must document a background of historical poverty by the same procedure as set forth in section 5 of this subchapter.]

9:11-1.[7]6 Verification of financial eligibility

(a) (No change.)

(b) It is the responsibility of institutional officials to verify income of parent(s) or guardian(s) of independent students. The purpose of the verification is to insure that E.O.F. funds are not granted to a student, regardless of his status or relationship to his family, whose family is in an economic position to assist in financing his or her education. [In order to facilitate verification of income eligibility, each independent student's file must contain the waiver granting permission to secure verification of his or her parent's income from the Internal Revenue Service.]

(c) [The annual gross income of all graduate grant recipients must be verified by the institution through the use of Internal Revenue Service documents. Appropriate documentation of income must be maintained in each student's file.] **It is required that all recipients of undergraduate E.O.F. grants apply for the Federal PELL Grant and the New Jersey Tuition Aid Grant and all students' files shall contain information from the New Jersey Financial Aid Form indicating application for the above.**

(d)-(g) (No change.)

9:11-1.9 Duration of student eligibility

(a) [No student shall be eligible for undergraduate E.O.F. for more than] **Students are eligible for a maximum of 12 semesters** or its equivalent of undergraduate study. Students in an established five year undergraduate course of study shall be eligible for an additional two semesters beyond the 12 semesters as stipulated [above] **below.**

1. Students in county colleges are expected to complete their academic program in no more than six semesters. Students enrolled in baccalaureate programs in public and independent institutions are expected to complete their degree in no more than 10 semesters.

2. Exceptions to the above may be granted upon written request to the E.O.F. Executive Director who will grant such requests based on criteria approved by the Board.

[(b)]**3. Graduating seniors in their last semester of study may take less than 12 credits (full-time status) and remain eligible for E.O.F.**

Renumber (c) and (d) as (b) and (c).

9:11-1.10 [Matching Funds] Financial aid packaging

(a) (No change.)

[(b)] It is required that all recipients of undergraduate E.O.F. grants apply for the Federal Basic Educational Opportunity Grant and the New Jersey Tuition Aid Grant and all students' files shall contain affirmative evidence to that effect.]

Renumber (c) as (b).

9:11-1.12 Student notification and payment

(a) (No change.)

(b) The E.O.F. Board may elect to provide payments directly to institutions on behalf of student recipients. Payments will be made to eligible students in equal installments over the regular academic year, the number of installments corresponding to the number of school terms. [In such instance, payment to public institutions will be in the form of a debit/credit, while payments due in-State

independent institutions and all out-of-state institutions will be by check.] Listings of eligible students to be credited will accompany the payments to institutions.

9:11-1.16 [Grant utilization] **Grant awarding cycle**

(a) (No change.)

[(b) No E.O.F. Graduate grant is to be awarded for summer program study, excepting those programs that, by nature, require that specific courses be taken during the summer.

1. In cases where the program of study requires a mandatory sequence of courses for more than two terms in an academic year, an exception will be possible.

2. In order to qualify for an exception, the institution will submit in writing an alternative request to the E.O.F. Central Office.]

9:11-1.17 [Establishment of an E.O.F. graduate program] **Eligibility requirements for graduate grants**

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

(c) **Priority in the granting of E.O.F. graduate grants shall be given to those students who received E.O.F. undergraduate grants.**

(d) **Graduate E.O.F. students must continue to qualify based on all of the criteria set in N.J.A.C. 9:11-1.1 thru 9:11-1.9 with the following exceptions:**

1. **Financial eligibility for independent students who received E.O.F. as undergraduates and enroll in a graduate program within one academic year of graduation, shall be based upon their projected academic year student (spouse) income.**

2. **The annual gross income of all graduate grant recipients must be verified by the institution through the use of Internal Revenue Service documents. Appropriate documentation of income must be maintained in each student's file.**

3. **No student shall be eligible for a graduate E.O.F. grant for more than 10 semesters, however:**

i. **Length of eligibility at four-year public colleges, four-year independent colleges, Rutgers and N.J.I.T. shall be restricted to one semester beyond the normal number of semesters usually required for a full-time student to complete the degree requirements. For example:**

Degree Requirements	Full-Time Graduate Student	Length of Eligibility
36 credits	9 credits	$36 \div 9 = 4 + 1 = 5$ semesters
84 credits	12 credits	$84 \div 12 = 7 + 1 = 8$ semesters

ii. **Length of eligibility at medical and dental schools shall be restricted to one year beyond the normal number of years usually required for a full-time student to complete the degree requirements. In no case shall the maximum graduate eligibility exceed 10 semesters.**

4. **Graduate grant recipients may pursue more than one advanced degree, however:**

i. **Each degree must be a higher level than the previous one, and**

ii. **In no case shall the combined eligibility exceed 10 semesters.**

5. **No E.O.F. graduate grant is to be awarded for summer program study, excepting those programs that, by nature, require that specific courses be taken during the summer.**

i. **In cases where the program of study requires a mandatory sequence of courses for more than two terms in an academic year, an exception will be possible.**

ii. **In order to qualify for an exception, the institution will submit in writing a request to the E.O.F. Central Office.**

9:11-1.18 **Operational provisions for undergraduate and graduate grants**

(a) **Participating [undergraduate] institutions are to submit an annual academic year [funding application to] request for student slots [article III, student grant funds and article IV, program support funds].**

[1. Requests are to be endorsed by the institution's E.O.F. Director, Financial Aid Director, and President.]

[2] (b) **Notification of action on institutional requests from the Executive Director of E.O.F. will be given in writing to the president of each institution.**

[(b) Participating graduate and professional schools are to submit an annual Graduate Funding Application to request Article III, student grant funds.

1. Requests are to be endorsed by the institution's E.O.F. Director, Financial Aid Director, and President.

2. Notification of action on institutional requests from the Executive Director of E.O.F. will be given in writing to the president of each institution.]

(c) **To apply for [a]Article III, student grant funds, the Financial Aid and E.O.F. Directors are to complete [the] a [validation and] payment request form to be established prior to the academic year for which funds are being requested for both undergraduate and graduate students. [Correction Sheets, enumerating student name, social security number, renewal status number by semester, and amount of recommended grants shall be submitted for summer sessions and supplemental payments for the academic year.]**

(d) (No change.)

(e) **A timetable for submission of reports [and validation] and payment request forms shall be made available to each participating institution [prior to the summer the following academic year for which funds are requested]. No E.O.F. funds will be released until verification of registration of eligible students is received in the E.O.F. Central Office.**

(f)-(g) (No change.)

PREFACE (No change.)

9:12-1.1 **Institutional eligibility**

(a) (No change.)

(b) **Programs must serve only matriculated students who are working toward a degree or certificate.**

9:12-1.3 **Application process**

(a) **The E.O.F. Executive Director will distribute a standard proposal application form to all colleges and universities in the State [no later than October 30] each year.**

(b) **Each institution shall submit the proposal application to the Executive Director of the Educational Opportunity Fund [no later than December 30] each year. All applications must include written endorsement of the campus E.O.F. Director, the Community Advisory Board, the President and/or the governing board of the institution.**

(c) **The application will be reviewed by the E.O.F. Executive Director in the Department of Higher Education for compliance and development of Program recommendations to the E.O.F. Board of Directors. The Board shall conduct an annual meeting [scheduled no later than March 30] to determine funding allocations for the next academic year for each institution. The Executive Director shall provide written notification of the Board's decision on each proposal. This shall be in the form of a written agreement specifying the funding level and any stipulations regarding the conduct of the program or the disbursement of funds. This agreement shall be endorsed by the institutional president and returned to the Executive Director.**

(d)-(c) (No change.)

9:12-1.4 **Institutional commitment**

(a) **Institutions which participate in the E.O.F. Program [are**

expected to] **shall** provide a broad range of supportive services to students enrolled in the program. Institutions shall provide funding equivalent to no less than 50 percent of the proposed total cost of each program to be supported by E.O.F. grant funds. [The Executive Director may authorize funding equivalent to no less than 40 percent during the 1978-79 academic year, in cases where such action is warranted.]

1.-2. (No change.)

(b) (No change.)

9:12-1.5 Accountability of institutional share

The **budget/proposal** application shall provide a format to record items for consideration of institutional share. Final determination will be made by the Board of Directors on the basis of their allocation decision on each application **budget/proposal**. Each institution will receive written notification of its allocation from the E.O.F. Executive Director. Institutional share and grant award items **including fringe benefits** shall be recorded by the program and are subject to audit at any time by the Department of Higher Education.

9:12-1.6 Institutional administration

(a) Each participating institution with 16 or more students which receives program support funds under Article IV is required to have a full-time Director responsible for the administration of the E.O.F. Program. [E.O.F. Article IV awards will allow for fifty percent (50%) of the cost of the Director's salary to insure maximum administrative support to the program.] Working procedures with the various deans, **to include fiscal officers, office of institutional research, office of the registrar**, the admissions office and the financial aid office must be [delineated] **clearly defined in writing and maintained at the institution.**

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

9:12-1.8 Criteria for admission

(a) Each institution shall [publish] **develop** clearly defined criteria for the admission of students into the E.O.F. Program. Such criteria shall be consistent with N.J.A.C. 9:11-1.1 (student eligibility) of the E.O.F. Financial Aid Guidelines. Such criteria should be available to secondary schools and community organizations in the recruitment region and documentation of such action attached to the [annual] proposal application.

(b) (No change.)

9:12-1.9 Eligible program support components

(a) (No change.)

1.-3. (No change.)

4. Placement: Each institution shall provide career and graduate placement assistance to program participants in conjunction with the institutional placement office. These services shall be coordinated by the E.O.F. campus staff. In addition, the E.O.F. Program shall submit to the E.O.F. Central Office [an annual followup] **a student separation report** [on each student] **each semester** which [indicates] **includes all students who have separated from the program. The report should** indicate the specific reason for leaving the program, such as: financial [ineligibility], graduation, suspension or dismissal, or withdrawal for personal reasons, etc.

[(b) Record keeping and data collection:

1. Data collection is essential to the identification of target population and the development of admissions criteria. Data to support recruitment and admissions should include student's high school, home address, home county, sex, ethnicity, family income, standardized test scores, high school transcript (rank, average, coursework, and type of diploma), other educational experience records (GED, transfers), renewal status. Other component data should include recruitment schedule, number of applications received, number eligible or ineligible, number admitted, number matriculating.

2. Each institution participating in this program shall maintain thorough academic and financial aid files on program participants. This information shall include, but not be limited to the following:

i. Data and assessment of student performance in the area of basic skills;

ii. Data and assessment of counseling programs designed to assist students in improving academic performance.

iii. Data and assessment of tutorial services directed toward the resolution of academic difficulty;

iv. Data and assessment of the career and graduate placement assistance provided to program participants.

3. Periodic reports will be requested. Failure to submit reports in a timely manner may result in cancellation or non-payment of the grant award.]

[(c) Students for whom English is a second language:

1. Supportive services which serve to enhance and strengthen the academic performance of students for whom English is a second language must be established to address the needs of students who are recruited and admitted to the program. The supportive services should include:

i. Counseling, tutorial and diagnostic services designed to address the unique needs of the target population.

ii. Bilingual personnel who are knowledgeable and sensitive to the culture and language of the target population.

iii. Courses and programs designed to meet the language and academic needs of students.

2. The combination of all these services should facilitate and promote the academic success of students and develop knowledge and skills commensurate with those of the regular student population. The institution, in cooperation with the program Director must establish minimum standards for these programs, develop guidelines for their evaluation, conduct periodic student performance and program reviews.]

9:12-1.11 Academic progress

(a) (No change.)

(b) [To remain eligible for E.O.F. grants, students enrolled in county college programs shall complete their academic program in no more than six semesters. Students enrolled in baccalaureate programs in public and independent institutions shall complete their degree in no more than ten semesters. Exceptions may be granted upon written request to the E.O.F. Executive Director who will make appropriate recommendation to the E.O.F. Board of Directors.] **To remain eligible for E.O.F. Program Support Services, students shall maintain satisfactory academic progress according to the established policy for the academic progress of E.O.F. students.**

(c) (No change.)

(d) **Students must comply with the established E.O.F. Program policies as stipulated in the E.O.F. Financial Aid Guidelines, N.J.A.C. 9:11-1.13.**

9:12-1.14 Annual program report

Each institution shall produce an annual report on its programs to be submitted [no later than August 31] each year. The report shall include quantitative measures such as retention, attrition and placement percentages whenever possible. The institution's report shall contain such recommendations for the improvement of the program as may be appropriate. This report shall be submitted by the institutional E.O.F. Office to the President of the institution and forwarded to the E.O.F. Executive Director] **in accordance with the required submission timetable.**

9:12-1.15 Program audits and evaluations

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

(c) **Transfer of funds:**

1. Restrictions:

i. E.O.F. grant funds must not be used for the following items:

[1.](1) Employee benefits for student assistants **and part-time personnel;**

[2.](2) Equipment/hardware;
 [3.](3) Indirect expenses (e.g., overhead cost - space, heat, lights, [1.]) postage and telephone);
 (4) Cultural trips; and
 (5) Transportation of students for normal commuting costs.
 [(d)]2. E.O.F. grant funds may not be transferred between and among budget categories without prior written approval from the Executive Director. Failure to follow this procedure will result in a disallowance of the unapproved expenditure. Such transfer may only be negotiated in accordance with the established E.O.F. Required Submission Timetable. No transfers will be honored or approved beyond the close of the contract period [June 30].

9:12-1.19 Record keeping and data collection

(a) Data collection is essential to the identification of target populations and the development of admissions criteria. Data to support recruitment and admissions should include student's:

1. High school;
2. Home address;
3. Home county;
4. Sex;
5. Ethnicity;
6. Family income;
7. Standardized test scores;
8. High school transcript (rank, average, coursework, and the type of diploma);
9. Other educational experience records (GED, transfers);
10. Renewal status.

(b) Other component data should include recruitment schedule, number of applications received, number eligible or ineligible, number admitted, number matriculating.

(c) Each institution participating in this program shall maintain thorough academic and financial aid files on program participants. This information shall include, but not be limited to the following:

1. Data and assessment of student performance in the area of basic skills;
2. Data and assessment of counseling programs designed to assist students in improving academic performance;
3. Data and assessment of tutorial services directed toward the resolution of academic difficulty;
4. Data and assessment of the career and graduate placement assistance provided to program participants.

(d) Periodic reports will be requested. Failure to submit reports in a timely manner may result in cancellation or non-payment of the grant award.

9:12-1.20 Students for whom English is a second language

(a) Supportive services which serve to enhance and strengthen the academic performance of students for whom English is a second language must be established to address the needs of students who are recruited and admitted to the program. The supportive services should include:

1. Counseling, tutorial and diagnostic services designed to address the unique needs of the target population;
2. Bilingual personnel who are knowledgeable and sensitive to the culture and language of the target population;
3. Courses and programs designed to meet the language and academic needs of students;
4. Bilingual publications of financial and academic literature.

(b) The combination of all these services should facilitate and promote the academic success of students and develop knowledge and skills commensurate with those of the regular student population. The institution, in cooperation with the program Director must establish minimum standards for these programs, develop guidelines for their evaluation, conduct periodic student performance and program reviews.

9:12-2.2 Summer program requirements
 (a) Summer programs shall be eligible for funding consideration if they:

- 1.-4. (No change.)
5. Provide a remedial and developmental curriculum to [remedy] **assess and work toward improving** academic [deficiencies] **skills and performance**. In addition, institutions may elect to develop projects which address objectives six, seven, and eight.
- 6.-8. (No change.)
- (b) (No change.)

9:12-2.3 Student eligibility

- (a) (No change.)
1. (No change.)
2. [On the recommendation of the campus E.O.F. Director,] **Depending on the availability of funds, renewal** students may be permitted to attend summer programs for remediation or revision needed in their academic program for a maximum of two summers after initial enrollment.
- 3.-4. (No change.)

9:12-2.6 Summer program evaluation

- (a) The E.O.F. Executive Director shall distribute a standard summer program evaluation form by [May 31 of each year] the deadline dates specified in the E.O.F. required submission timetable to all participating institutions. Each institution shall submit the completed form [no later than September 15] **according to the date requested in the E.O.F. required submission timetable** to the E.O.F. Central Office.
- (b)-(c) (No change.)

HUMAN SERVICES

(a)

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Administration Manual and Independent Clinic Services Manual Personal Care Services

Proposed Amendments: N.J.A.C. 10:49-1.4, 10:66-1.6 and 3.3

Authorized By: George J. Albanese, Commissioner, Department of Human Services.
 Authority: N.J.S.A. 30:4D-6b(16) and 4D-7 and 7b.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Administrative Practice Officer
 Division of Medical Assistance
 and Health Services
 CN 712
 Trenton, New Jersey 08625

The Department of Human Services 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 1982-260.

The agency proposal follows:

Summary

Federal law (1905(a)(18) of the Social Security Act) and regulations (42 CFR 440.170(f)) provide for personal care services. This proposal will assist in implementing this optional Medicaid service.

Personal Care Services are defined as health related tasks performed by qualified individuals who are trained and approved by the Division of Mental Health and Hospitals, the Division of Mental Retardation, and the Division of Youth and Family Services. Community based services, such as personal care, provide an alternative to institutionalization for persons with developmental, mental and/or physical disabilities.

Social Impact

If there is any social impact, it should be positive, because persons who require personal care services will continue to receive them.

Economic Impact

The coverage of personal care services by the Division of Medical Assistance and Health Services, the State's Title XIX Program, will save approximately three million dollars in State funds because of anticipated Federal matching funds.

Providers of personal care services will receive the same rate of reimbursement.

Medicaid recipients will not be asked to contribute toward the cost of this service.

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

10:49-1.4 Authorized services for covered persons

(a) The items and services provided to covered persons will not normally be limited in duration or amount. Any limitation imposed will be consistent with the medical necessity of the patient's condition, as determined by the attending physician or other practitioner, in accordance with standards generally recognized by health professionals and promulgated through the New Jersey Medicaid Program. The following items and services, more specifically defined in subsequent sections of the provider manual, are authorized under the program:

1.-18. (No change.)

19. Personal care services: Health related tasks performed by qualified individuals who are trained and approved by either the Division of Mental Health and Hospitals, or the Division of Mental Retardation or the Division of Youth and Family Services, under the supervision of registered professional nurses licensed to practice in the State of New Jersey, as prescribed by a physician in accordance with a written plan of care. Personal care services provided by family members are not covered services.

i. Persons who may receive personal care services are residents of:

(1) Skill development homes and group homes under contract with the Division of Mental Retardation;

(2) Group homes operated by the Division of Youth and Family Services for autistic, developmentally disabled and orthopedically handicapped children;

(3) Community residential settings under contract with the Division of Mental Health and Hospitals.

ii. Personal care services include but are not limited to:

(1) Assistance with activities of daily living, including transportation;

(2) Performance of household duties that are essential to the patients health and comfort.

iii. For procedure codes and fee schedule see N.J.A.C. 10:66-3.1(g).

10:66-1.6 Scope of services

(a)-(f) (No change.)

(g) Mental health services are as follows.

1. Approved mental health clinics may provide individual and group therapy, by and/or under the direction of a psychiatrist.

i.-ii. (No change.)

iii. **Personal care services: Health related tasks performed by individuals who are trained and approved by the Division of Mental Health and Hospitals.**

(1) **Personal care services include but are not limited to:**

(A) **Assistance with activities of daily living, including transportation;**

(B) **Performance of household duties that are essential to the patient's health and comfort.**

10:66-3.3 Procedure code listing

(a) (No change.)

1.-7. (No change.)

8. Mental health services. . . .

Partial care: (No change.)

iii. **Personal care services: Health related tasks performed by qualified individuals who are trained and approved by the Division of Mental Health and Hospitals, under the supervision of registered professional nurses licensed to practice in the State of New Jersey, as prescribed by a physician in accordance with a written plan of care. Personal care services provided by family members are not covered services.**

Persons who may receive personal care services are residents of community residential settings under contract with The Division of Mental Health and Hospitals.

**Personal care services include but are not limited to:
Assistance with activities of daily living including:**

Transportation;

Care of teeth and mouth;

Grooming—Care of hair, including shampooing, shaving, and the ordinary care of nails;

Bathing in bed, in the tub or shower;

Using the toilet or bed pan;

Changing bed linens with patient in bed;

Ambulation indoors and outdoors; when appropriate, helping patients in moving from bed to chair or wheelchair, in and out of tub and shower;

Eating; preparing meals, including special therapeutic diets for the patient;

Dressing and other activities of daily living;

Relearning household skills;

Accompanying the patient to clinics, physician office visits, or other trips which are made for the purpose of obtaining medical diagnosis, treatment or otherwise serve a therapeutic purpose;

Helping and monitoring patient with prescribed exercises which the patient and personal care worker have been taught by appropriate personnel;

Rubbing patient's back if not contra-indicated by physician;

Assisting with medications that can be self-administered;

Assisting patient with use of special equipment such as walker, braces, crutches, wheelchair, etc. after thorough demonstration by a registered professional nurse or physical therapist, with return demonstration until the registered professional nurse or physical therapist is satisfied that patient can use equipment safely;

Assisting patient with simple procedures as an extension of physical, speech, or occupational therapy;

Taking oral and rectal temperature, radial pulse and respiration.

Performance of household duties that are essential to the patient's health and comfort:

Care of the patient's room and areas used by the patient;
 Sweeping, vacuuming, dusting;
 Care of kitchen; maintaining general cleanliness of refrigerator, stove, sink and floor, dishwashing;
 Care of bathroom; maintaining cleanliness of toilet, tub, shower and floor;
 Care of patient's personal laundry and bed linen (this may include necessary ironing and mending);
 Necessary bed-making and changing of bed linens;
 Re-arranging of furniture to enable the patient to move about more easily in his/her home;
 Listing needed food and household supplies;
 Shopping for above supplies, conveniently storing and arranging supplies, and doing other essential errands;
 Planning, preparing and serving meals;
 Reading and writing for the patient, paying bills.

\$12.00 code no. Half day (less than 4 hours)

\$24.00 code no. Full day (4 or more hours)

9.-14. (No change.)

(a)

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Independent Clinic Manual Ambulatory Surgical Centers

Reproposed Amendments: N.J.A.C. 10:66-1.2, 1.3, 1.6, 1.7

Authorized By: George J. Albanese, Commissioner, Department of Human Services.
 Authority: N.J.S.A. 30:4D-6b(3).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Administrative Practice Officer
 Division of Medical Assistance and Health Services
 CN 712
 Trenton, New Jersey 08625

The Department of Human Services 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 1982-249.

The agency proposal follows:

Summary

This proposal first appeared in the August 6, 1981 issue of the New Jersey Register at 13 N.J.R. 498(b).

Ambulatory surgical centers are freestanding independent clinics not generally associated with hospitals. The types of services rendered at these centers are surgical procedures which do not require overnight admissions.

The current trend in medicine is to perform certain surgical procedures without actually admitting the patient into the hospital. Many hospitals in New Jersey have same-day surgical centers, which provide an equivalent service.

Because the proposed regulations require JCAH accreditation for this type of provider, the quality of health care will be maintained.

Social Impact

There might be a beneficial impact on Medicaid recipients, who will experience less trauma associated with inpatient hospitalization, and less disruption of family life.

Economic Impact

There are no exact figures currently available. However, there should be no increase in cost to the Medicaid program, as long as utilization remains constant. There are no new surgical procedures being added. There will be no change in surgical fees for these procedures.

Ambulatory surgical centers might benefit from Medicaid approval, as it will broaden their potential patient base.

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

10:66-1.2 Definitions

“Ambulatory Surgical Center” means a freestanding independent facility, which provides specific surgical services as allowed by the New Jersey Medicaid Program.

10:66-1.3 Provisions for participation (New Jersey based)

(a) (No change.)

(b) In order to be approved as a Medicaid provider, all independent clinics must:

1.-2. (No change.)

3. Sign the agreement to participate in the New Jersey Medicaid Program (Form FD-62) and/or other special enrollment documents, as required.

i. New Jersey Medicaid approval of Ambulatory Surgical Centers will be on a time limited basis consistent with the New Jersey Department of Health's licensing cycle. The execution of an annual provider agreement is required by the New Jersey Medicaid Program.

(c) In addition to (b) above, the following types of clinics must also be approved [by the State agency] as indicated below, before they can obtain Medicaid approval.

1.-6. (No change.)

7. Ambulatory Surgical Centers:

i. Licensed by the New Jersey Department of Health;

ii. Accredited by Joint Commission on Accreditation of Hospitals;

iii. Fulfilled request for information as outline in (c)4 above.

10:66-1.6 Scope of services

(a)-(g) (No change.)

(h) [Minor] [s]Surgical services rules are as follows.

1. Specific minor surgical procedures may be reimbursed when performed by a qualified physician, in a licensed [a]Ambulatory [c]Care [f]Facility or **Ambulatory Surgical Center** which is specifically approved to perform such services by the New Jersey Medicaid Program.

2. (No change.)

3. Other specific procedures as allowed by the New Jersey Medicaid Program may be reimbursed when performed by a qualified physician in an Ambulatory Surgical Center. The Ambulatory Surgical Center must be specifically approved to perform such services by the New Jersey Medicaid Program.

10:66-1.7 Basis for reimbursement

(a)-(c) (No change.)

(d) Reimbursement for covered services in an approved ambulatory surgical center shall be based on the following:

1. New Jersey Medicaid reimbursement for surgical procedures shall be in keeping with the New Jersey Medicaid Program procedure code manual and limited to Medicaid's

allowable fees. The physician performing the surgical procedures shall bill the New Jersey Medicaid Program directly either as an individual or as part of a physician's group.

2. New Jersey Medicaid reimbursement to the facility itself shall be limited to 65 percent of the weighted average Medicaid outpatient payment made to all participating hospitals in the State of New Jersey as of July, of each year.

(a)

DIVISION OF PUBLIC WELFARE

**Assistance Standards Handbook
Emergency Assistance; Return of Child From
Foster Care Placement**

Proposed Amendment: N.J.A.C. 10:82-5.10

Authorized By: George J. Albanese, Commissioner,
Department of Human Services.
Authority: N.J.S.A. 44:7-6 and 44:10-3.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

G. Thomas Riti, Director
Division of Public Welfare
CN 716
Trenton, New Jersey 08625

The Department of Human Services 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 1982-243.

The agency proposal follows:

Summary

The proposed rule will provide for payment of AFDC emergency assistance to facilitate the return of a child(ren) from foster care placement to the home of his/her/their parent(s) or other relatives when the barrier to such return is caused solely by insufficiency of shelter, food, clothing, or house furnishings.

Social Impact

The proposal will further the goals of reestablishment of normal family life when a child, in foster care placement, is barred from return by reason of inadequate shelter, food, clothing, or house furnishings.

Economic Impact

The proposal will serve to reduce the number of children in foster care resulting in a net savings of \$96,000 of county and State funds in the first year and \$200,000 in the second year.

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

10:82-5.10 Emergency assistance

(a)-(d) (No change.)

(e) Return of child from foster care placement:

1. The CWA may authorize emergency assistance to a family on behalf of a child for the purpose of facilitating the return of a child from foster care placement when the appropriate District Office Manager (DOM) of the Division of Youth and Family Services (DYFS) has approved a specific plan for the return of a child from foster care placement and all of the following conditions exist:

i. The emergency assistance has not been used on behalf of this child before under this provision;

ii. The CWA is in receipt of detailed written verification (Form PA-60, Certification of Return from Foster Care) from DYFS that the return is barred solely by insufficient or inadequate shelter, food, clothing or house furnishings and there is no other way by which a deficiency can be remedied;

iii. The appropriate DOM of DYFS has certified that the return of the child will be effected on a specific date subject to remedy of the deficiency;

iv. The child had been living with his/her parents or other relatives to whom he/she is to be returned within six months prior to the month in which a grant of emergency assistance is provided;

v. Upon return of the child, AFDC eligibility will exist;

vi. Emergency assistance for the return of a child from placement shall be granted only when such assistance meets the requirements for Federal matching in accordance with (b) above.

2. Payments of emergency assistance as identified in this section may be authorized during the 30-day period immediately prior to the expected return date. If the child has not been returned by the date indicated, or within 10 working days thereafter, such grants as have not been expended shall be returned to the CWA unless good cause is otherwise shown.

3. Allowances:

i. **Shelter:** Allowances may be made for the cost of change in permanent shelter arrangement including moving costs, security and utility deposits when necessary or cost of improvement of existing shelter based on the most reasonable cost available.

(1) Allowances made for the cost of change in permanent shelter arrangement must be documented as necessary for the return of the child. Reasons for such change may include, but are not limited to, the following conditions: inadequate space in current living arrangements; building or health code violations; or lack of access to necessary services for the child.

(2) Where there are building and health code violations, they shall be referred to and documented by the appropriate agency(ies) with authority over such matters.

(3) Where an allowance is needed for security and utility deposits, the CWA shall establish such deposits on behalf of the eligible unit.

(4) Allowances for improvements to existing shelter are limited to improvements involving nonstructural changes and in no event shall be authorized if the family does not own the dwelling nor is responsible for such improvement under the terms of a lease or written rental agreement.

ii. **Food:** An allowance for food may be provided in accordance with (c)2 above.

iii. **Clothing:** An allowance for clothing for the child to be returned from foster care placement may be provided in accordance with (c)3 above.

iv. **Home furnishings:** An allowance for the child for house furnishings necessary to facilitate the return of the child from foster care placement may be made in accordance with (c)4 above.

4. Upon return of the child, it is the responsibility of the family to which the child is being returned to meet the shelter, food, clothing and home furnishing needs within existing resources.

5. CWAs shall report to DPW on emergency assistance payments as to those cases for which emergency assistance was granted to return a child from foster care placement. DYFS shall monitor such cases in order to evaluate the effectiveness of such assistance in reducing foster care placements and foster care costs.

6. In addition to notice requirements set forth in N.J.A.C. 10:81-7.1, a copy of any denial notice for emergency assistance under these provisions shall be provided to the appropriate DOM.

(a)

DIVISION OF YOUTH AND FAMILY SERVICES

**Social Services Program for Individuals and Families
Personal Needs Allowance: Residential Health Care Facilities and Board Homes**

Proposed Amendments: N.J.A.C. 10:123-3.1 and 3.2

Authorized By: George J. Albanese, Commissioner,
Department of Human Services.
Authority: N.J.S.A. 44:7-87.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Lawrence Hatton
Boarding Home Coordinator
Department of Human Services
Division of Youth and Family Services
One South Montgomery Street
CN 717
Trenton, New Jersey 08625

The Division of Youth and Family Services 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 1982-247.

The agency proposal follows:

Summary

The amendment provides that the owner or operator of each residential health care facility or boarding house shall reserve to each Supplemental Security Income recipient residing therein, and the owner or operator of each residential health care facility shall reserve to each General Public Assistance recipient residing therein, a personal needs allowance in an amount of at least \$46.00 per month for the individual recipient.

The definition for SSI/SSA Income Disregard is being deleted from the rule because it is unnecessary; although reference to the Disregard in the amount section of the rule (N.J.A.C. 10:123-3.2) was made in the proposal at 13 N.J.R. 595(a), it was not included upon adoption at 13 N.J.R. 774(b).

Social Impact

The personal needs allowance increase represents an equitable distribution of the Supplemental Security Income between the residents and the owners or operators of boarding houses and residential health care facilities.

Economic Impact

Recipients of the increased personal needs allowance will have additional resources for use in purchasing personal incidentals. There will be no negative impact on the facility owners or operators

because the increase in their personal needs allowance from \$44.00 to \$46.00 is proportionate to the total July 1, 1982 Federal Supplemental Security Income Increase.

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

10:123-3.1 Definitions

[Supplemental Security Income/Social Security Income Disregard (SSI/SSA means in determining the income of an SSI/SSA eligible individual the exclusion of the first \$240 per year (or proportionately smaller amounts for shorter periods - \$20 per month) of income (whether earned or unearned) other than income which is paid on the basis of the need of the eligible individual. See 42 U.S.C. 1382a (b) (2) and N.J.S.A. 7-85 et seq.]

10:123-3.2 Amount

The owner or operator of each residential health care facility or boarding house shall reserve to each Supplemental Security Income recipient residing therein, and the owner or operator of each residential health care facility shall reserve to each General Public Assistance recipient residing herein, a personal needs allowance in an amount of at least [\$44.00] **\$46.00** per month. No owner or operator or agency thereof shall interfere with the recipient's retention, use, or control of the personal needs allowance.

(b)

DEVELOPMENTAL DISABILITIES COUNCIL

1982 State Plan for Services to the Developmentally Disabled

Proposed Amendment: N.J.A.C. 10:140

Authorized By: New Jersey Developmental Disabilities Council, Catherine Rowan, Executive Director.
Authority: N.J.S.A. 30:1AA-7.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Barbara DeLorenzo
Planning Specialist
New Jersey Developmental Disabilities Council
108-110 North Broad Street
CN 700
Trenton, New Jersey 08625

The Developmental Disabilities 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 1982-241.

The agency proposal follows:

Summary

The Federal regulations for the administration of the Developmental Disabilities Assistance and Bill of Rights Act have been amended in two areas. First, the definition of the target

population was changed from a categorical listing of disabilities to the following functional definition:

1. A developmental disability is a severe, chronic disability of a person which:

A) is attributable to a mental or physical impairment or combination of mental and physical impairments;

B) is manifested before such person attains age 22;

C) is likely to continue indefinitely;

D) results in substantial functional limitations in three or more of the following areas of major life activity:

(i) self care;

(ii) receptive and expressive language;

(iii) learning;

(iv) mobility;

(v) self-direction;

(vi) capacity for independent living, and

(vii) economic sufficiency; and

E) reflects the person's need for a combination and sequence of special, interdisciplinary or generic care, treatment, or other services which are of lifelong or extended duration and are individually planned and coordinated.

This definition includes, but is not limited to, persons with disabilities such as mental retardation, cerebral palsy, autism, tourettes syndrome and epilepsy, as long as the individual also fulfills the functional criteria outlined in the above definition. The developmentally disabled individual, distinct from individuals with other handicapping conditions, never had the benefit of a normal developmental period to draw upon. The Department of Health and Human Services determined that this definition would better target service funds toward those persons with severe, long-term disabilities.

The second amendment to the Federal regulations concerned the submittal of the State Plan, required by said regulations. The Plan had been submitted on an annual basis, but as of FY'81 the requirements changed so that the entire plan need only be submitted once every three years. If any changes are made in the Council's goals, objectives, or funding areas, however, documentation must be submitted to the Federal government.

The plan outlines in detail the goals, objectives and structure of the Council. The priority service areas are described, as well as the manner in which grants are awarded. The structure, capacity and utilization of the network of agencies designed to serve developmentally disabled persons is also described. Finally, statistics on the frequency of developmental disabilities by age and geographic area is included.

Social Impact

This rule will guide the operation of the Developmental Disabilities Council, as well as the programs receiving Developmental Disabilities funding, the clients served by said programs, and public and private organizations providing services to developmentally disabled persons.

Utilizing a functional definition has promoted a concept of service delivery which emphasizes providing services to all severely disabled persons, rather than individuals with certain diagnostic labels. Involvement of both consumers of services and providers on the Council has promoted communication between these groups which has led to a better understanding of the particular concerns of each. A statewide event held each year provides the Council with an opportunity to receive input from the general public regarding the goals of the Developmental Disabilities Council.

Funding our two priority service areas, early intervention programs and alternative living arrangements, has contributed to the growth of these types of programs. Early intervention programs serve infants "at risk", developmentally delayed or disabled and their families. The emphasis of these programs is early identification, referral and provision of services as close to birth as is feasible to maximize the effects of the intervention. Funding for

alternative living arrangements will further the movement of individuals currently residing in institutions into the community. This promotes the concept of normalization, allowing for developmentally disabled citizens to live in an environment as much like that of non-developmentally disabled persons as possible.

Economic Impact

Increased coordination of services to developmentally disabled persons will minimize duplication of services which will ensure a maximal use of existing resources.

Funding for early intervention programs will decrease the need for special education and other services and in turn reduce costs. Recently, when the cost for providing special education at various age levels was calculated, the total cost per child to age 18 was: (a) if child was provided with intervention at birth - \$37,273; (b) intervention at age two-\$37,600; (c) intervention at age six - \$46,816; and (d) intervention at age six with no movement into a regular education program - \$53,340. It is evident that the earlier intervention takes place, the less expensive an individual's education will be in the long run.

Council funding for alternative living arrangements is also cost effective. In a 1977 study done for the New Jersey Senate, it was found that the costs for maintaining similar persons in the community were significantly less than a large-scale institution.

Overall, the Council works toward improving services to developmentally disabled citizens while at the same time ensuring service are delivered in a cost-effective manner.

Full text of the complete 1982 State Plan can be obtained from:

Developmental Disabilities Council
108-110 North Broad Street
CN 700
Trenton, New Jersey 08625

LAW AND PUBLIC SAFETY

(a)

DIVISION OF MOTOR VEHICLES

Driver License Vision Standards

Proposed Amendment: N.J.A.C. 13:21-8.10

Authorized By: Clifford W. Snedeker, Director, Division of Motor Vehicles.

Authority: N.J.S.A. 39:3-10, 39:3-11.1, 39:3-13 and 39:3-13.1.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Clifford W. Snedeker, Director
Division of Motor Vehicles
25 So. Montgomery Street
Trenton, New Jersey 08666

The Division of Motor Vehicles 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 1982-261.

The agency proposal follows:

Summary

The proposed amendment establishes peripheral vision standards for driver license applicants and licensees. Driver license applicants and licensees, other than bus drivers, would be required to have peripheral vision of at least 140° in the horizontal plane.

Social Impact

The proposed amendments foster highway safety by providing that those persons who are unable to operate motor vehicles safely because of vision impairments are not licensed as drivers.

Economic Impact

There is a minimal economic impact on the Division of Motor Vehicles in providing report forms and acquiring peripheral vision screening devices. There is an economic impact on driver license applicants and licensees who are disqualified by reason of the vision standards.

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

13:21-8.10 Visual acuity test standards

(a) Initial and renewal applicants for New Jersey drivers licenses of any class, other than an omnibus or school bus, shall meet the following minimum visual acuity requirements:

[(a)]1. [Vision] Visual acuity will be considered as passing when a minimum of 20/50 is attained in each eye [.] with or without corrective lenses. This rating will be determined as measured by the Snellen Chart.

[(b)]When the vision in either eye is less than 20/50 and cannot be improved by means of corrective lenses, a certificate adequately explaining the deficiency and signed by a New Jersey registered physician, ophthalmologist or optometrist, must be presented.]

2. If there is vision in only one eye, that eye must meet the minimum standard of 20/50 acuity with or without corrective lenses.

[(c)]When the vision in either eye is less than 20/50 and corrective lenses will improve the vision, then corrective lenses will be required to be worn while driving; except where corrective lenses show an improvement, but wearing lenses would be detrimental to the applicant's visual well being, a statement to this effect, signed by a New Jersey registered physician, ophthalmologist or optometrist, must be presented.]

3. When the visual acuity in one eye, with or without corrective lenses, is at least 20/50, and the visual acuity in the other eye is less than 20/50 but can be improved with corrective lenses, corrective lenses are required to be worn while driving. If the wearing of corrective lenses, as required in this subsection, is determined to be detrimental to an applicant's or licensee's visual well being, a statement to this effect signed by an ophthalmologist, optometrist or physician licensed in the United States must be presented.

[(d)]When there is no vision in one eye, the good eye must meet the minimum standard of 20/50 with or without corrective lenses.]

4. When the visual acuity in one eye, with or without corrective lenses, is at least 20/50, and the visual acuity in the other eye is less than 20/50 and cannot be improved with corrective lenses, a statement explaining the deficiency and signed by an ophthalmologist, optometrist or physician licensed in the United States must be presented.

5. Peripheral vision will be considered as passing if a minimum visual field of 140° in the horizontal plane is attained when tested with three mm white test object at 330 mm or equivalent test.

[(e)]In the event **[(b)]** If any special device or equipment is used or needed to meet the minimum requirements [outlined] contained in this section, the matter may be referred [to the Office of the Chief of the Enforcement Bureau for final determination] **by the director to the Medical Advisory Panel for review and recommendation concerning the acceptability of the special device or equipment.**

(a)

BOARD OF NURSING

**Licensure by Examination
Nursing School Course**

Proposed Amendment: N.J.A.C. 13:37-9.2

Authorized By: New Jersey State Board of Nursing, Anne Kellett, President.

Authority: N.J.S.A. 45:11-27(a)(4) and 45:11-24d(19).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Marianna Bacigalupo, Executive Secretary
State Board of Nursing
1100 Raymond Boulevard, Room 319
Newark, New Jersey 07102

The Board of Nursing 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 1982-239.

The agency proposal follows:

Summary

The proposal states that applicants who have not graduated from approved schools of practical nursing shall be eligible to take the Licensed Practical Nurse examination if they submit evidence that they have completed an approved professional nursing program.

Social Impact

The proposal allows graduates of an approved professional nurse program (R.N.) to sit for the Licensed Practical Nurse examination thereby allowing persons who have not taken a course of study in practical nursing to sit for the Licensed Practical Nurse examination by demonstrating "equivalent qualifications". The amendment will insure that all individuals trained in a Registered Nursing school who apply to take the Licensed Practical Nurse examination meet uniform requirements.

Economic Impact

The proposal will pose minimal impact upon the Board or the public because the changes do not impose any additional economic burdens upon either party.

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

13:37-9.2 Nursing school course

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

(c) [Applicants who are not graduates of an approved school of practical nursing shall be eligible for examination provided they submit evidence of having completed courses in all areas of nursing, such as in medical nursing, surgical nursing, obstetrical nursing, pediatric nursing and psychiatric nursing, which are equivalent to a preparation in an approved curriculum of practical nursing or one year of training and experience of a nursing nature satisfactory to the Board in the Armed Forces of the United States.] **Applicants who are not graduates of an approved school of practical nursing shall be eligible for admission to the examination provided they submit evidence of having completed an approved professional nursing program.**

ENERGY

(a)

BOARD OF PUBLIC UTILITIES

Termination of Services Diversion of Services to Third Parties Petition of 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 the following summary of a petition for rulemaking was received by the Office of Administrative Law on June 7, 1982, pursuant to the provisions of N.J.S.A. 52:14B-4(f).

"Pursuant to the Laws of 1981, Chapter 27, Section 11(f)(3), the Board of Public Utilities hereby files notice with the Office of Administrative Law concerning above petitioner's request that the Board:

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.

The Board's staff is presently looking into this matter."

Interested persons may submit in writing, data, views or arguments relevant to the petition for rulemaking on or before August 5, 1982. These submissions, and responses, should be addressed to:

Jeanne M. Fox
Regulatory Officer
Board of Public Utilities
1100 Raymond Boulevard
Newark, New Jersey 07102

TRANSPORTATION

(b)

TRANSPORTATION OPERATIONS

Restricted Parking and Stopping Routes 36, 38, US 40, 45, US 46, 93, 166, 168 and 439

Proposed Amendments: N.J.A.C. 16:28A- 1.26, 1.27, 1.28, 1.31, 1.32, 1.50, 1.51, 1.68 and 1.70

Authorized By: David W. Gwynn, Chief Engineer,
Transportation Operations and Local Aid.
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 August 5, 1982. 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, New Jersey 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 1982-251.

The agency proposal follows:

Summary

N.J.A.C. 16:28A-1.26: This proposal will establish "no parking" zones along Route 36 in Atlantic Highlands, Eatontown, West Long Branch Borough, Hazlet Township and Monmouth County. Appropriate signs have been erected to advise the motoring public.

N.J.A.C. 16:28A-1.27, 1.28 and 1.31: This proposal will establish "no parking" zones along Routes 38 in Lumberton and Mount Holly Townships, Burlington County; Route 45 in Mantua Township, Gloucester County and US 40 in Hamilton and Buena Vista Townships, Atlantic County. Appropriate signs have been erected to advise the motoring public.

N.J.A.C. 16:28A-1.32: This proposal will establish "no parking" zones along Route US 46 in Ridgefield Park Village and Ridgefield Borough, Bergen County; Knowlton and Montville Townships, and Hackettstown Town, Warren County and Roxbury Township, Morris County. Appropriate signs have been erected to advise the motoring public.

N.J.A.C. 16:28A-1.50 and 1.51: This proposal will establish "no parking" zones along Route 166 in Ocean County and Route 168 in Camden County. Appropriate signs have been erected to advise the motoring public.

N.J.A.C. 16:28A-1.68 and 1.70: This proposal will establish "no parking" zones in Bergen and Union Counties along Routes 93 and 439 respectively, and at designated bus stops. Appropriate signs have been erected to advise the motoring public.

Social Impact

N.J.A.C. 16:28A-1.26: This amendment will restrict parking along Route 36 in the areas designated for the efficient flow of traffic and the enhancement of safety for the populace.

N.J.A.C. 16:28A-1.27, 1.28 and 1.31: This amendment will restrict parking along the Routes and in areas indicated for the efficient flow of traffic and the enhancement of safety for the well-being of the populace.

N.J.A.C. 16:28A-1.32: This amendment will restrict parking along Route US 46 and in the areas indicated for the safe and efficient flow of traffic and the enhancement of the safety and well-being of the populace.

N.J.A.C. 16:28A-1.50 and 1.51: These amendments will restrict parking in the areas indicated for the efficient flow of traffic and the enhancement of the safety and well-being of the populace.

N.J.A.C. 16:28A-1.68 and 1.70: These amendments will restrict parking in the areas and bus stops designated for the efficient flow of traffic, the safe on/off loading of passengers and the enhancement of safety.

Economic Impact

As to these amendments, the Department incurred direct and indirect costs for its workforce and the placement of signs. Costs were dependent upon mileage, personnel and equipment requirements.

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

16:28A-1.26 Route 36

(a) The certain parts of State highway Route 36 described [herein below shall be, and hereby] **in (a) of this section**, are[,] designated and established as "no parking" zones where stopping or standing are 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 Atlantic Highlands Borough, Monmouth County:

i. Along both sides:

(1) Between the intersection of Third Avenue and the easterly Middletown Township-Atlantic Highlands corporate line including all ramps and connections thereto which are under jurisdiction of the Commissioner of Transportation.

ii. Along the westbound side:

(1) From the center line of First Avenue, to the center line of West Avenue including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

5. No stopping or standing in Highlands Borough, Monmouth County:

i. Along both sides:

(1) Within the corporate limits of the Borough of Highlands including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

6. No stopping or standing in Eatontown Borough, Monmouth County:

i. Along both sides:

(1) Within the corporate limits of Eatontown Borough, Monmouth County, including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

7. No stopping or standing in West Long Branch Borough Monmouth County:

i. Along both sides:

(1) Within the corporate limits of West Long Branch Borough, Monmouth County, including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

8. No stopping or standing in Hazlet Township, Monmouth County:

i. Along both sides of Laurel Avenue:

(1) From a point 230 feet south of the southerly curb line of Route 36 to a point 200 feet north of the northerly curb line of Route 36.

(b) (No change.)

16:28A-1.27 Route 38

(a) The certain parts of State highway Route 38 described [herein below shall be, and hereby] **in (a) of this section** are designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1. (No change.)

2. No stopping or standing in Lumberton Township and Mount Holly Township, Burlington County.

i. Along both sides:

(1) From the Hainesport Township-Lumberton Township corporate line to the easterly curb line of South Pemberton Road (end of State jurisdiction), including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

(b) (No change.)

16:28A-1.28 Route US 40

(a) The certain parts of State highway Route US 40 described in (a) of this section [shall be, and hereby] are designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1.-4. (No change.)

5. No stopping or standing in Hamilton Township, Atlantic County:

i. Along both sides:

(1) Between the intersection of Linwood Avenue and Babcocks Creek.

ii. Along the northerly (westbound) side:

(1) Between the intersection of Linwood Avenue and Farragut Avenue.

6. No stopping or standing in Buena Vista Township, Atlantic County:

i. Along the westbound side:

(1) From the center line of County Road No. 540, to a point 115 feet east thereof.

16:28A-1.31 Route 45

(a) The certain parts of State highway [r]Route [number] 45 described [herein below shall be, and hereby] **in (a) of this section** are designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1.-3. (No change.)

4. No stopping or standing in Mantua Township, Gloucester County:

i. Along both sides:

(1) From the northerly curb line of Madison Avenue to the Mantua Township - Deptford Township and West Deptford Township corporate line (at Mantua Creek), including all ramps and connections which are under the jurisdiction of the Commissioner of Transportation.

16:28A-1.32 Route 46

(a) The certain parts of State [H]highway Route US 46 described in (a) of this [sub]section [shall be, and hereby] are designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1.-8. (No change.)

9. No stopping or standing in the Ridgefield Village, Bergen County:

i. Along both sides:

(1) Within the corporate limits of the Village of Ridgefield Park including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

10. No stopping or standing in Knowlton Township, Warren County:

i. Along the eastbound side:

(1) From the center line of Roy-Ace Avenue, to the center line of Clarence Street.

11. No stopping or standing in Ridgefield Borough, Bergen County:

i. Along both sides:

(1) For the entire length within the corporate limits of Ridgefield Borough.

12. No stopping or standing in Montville Township, Morris County:

i. Along both sides:

(1) Within the entire corporate limits of Montville Township, including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

13. No stopping or standing in Hackettstown Town, Warren County:

i. Along the westbound side:

(1) From the westerly curb line of Bergen Street to a point 100 feet west of the westerly curb line of Stiger Street.

ii. Along the eastbound side:

(1) From a point 100 feet west of the westerly curb line of Stiger Street to a point 75 feet east of the easterly curb line of Stiger Street;

(2) From a point 40 feet west of the prolongation of the

TRANSPORTATION

PROPOSALS

westerly curb line of Liberty Street to a point 30 feet east of the prolongation of the easterly curb line of Liberty Street;

(3) From the easterly curb line of Grand Avenue to a point 110 feet east of the easterly curb line of Grand Avenue.

14. No stopping or standing in Roxbury Township, Morris County:

i. Along both sides:

(1) For the entire corporate limits of Roxbury Township including all ramps and connections thereto which are under the jurisdiction of the Commissioner of Transportation.

(b) The certain parts of State highway Route US 46 described in (b) of this section [shall be, and hereby] are designated and established as "no parking" zones where parking is prohibited at all times. In accordance with the provisions of N.J.S.A. 39:4-199 permission is hereby granted to erect appropriate signs at the following established bus stops:

1.-4. (No change.)

5. Along the eastbound side within the Town of Hackettstown, Warren County:

i. Near side bus stop:

(1) Moore Street (125 feet).

6. Along the westbound side within the Town of Hackettstown, Warren County:

i. Far side bus stop:

(1) Moore Street (115 feet).

7. Length of east bus stop is noted at each street location (measured from the curbline of the intersecting street.)

16:28A-1.50 Route 166

(a) The certain parts of State highway Route 166 described [herein below shall be, and hereby] in (a) of this section are designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1. (No change.)

2. No stopping or standing in South Toms River Borough and Dover Township, Ocean County:

i. Along the northbound side:

(1) From a point 825 feet south of the southerly curb line of Water Street to the southerly curb line of Water Street.

(2) From the northerly curb line of Washington Street to the southerly curb line of Legion Court.

(3) From a point 150 feet south of the southerly curb line of Dayton Avenue to a point 120 feet north of the northerly curb line of Dayton Avenue.

ii. Along the southbound side:

(1) From the southerly curb line of Route 37 to the prolongation of the northerly curb line of Washington Street.

(2) From a point 165 feet north of the northerly curb line of Water Street to a point 675 feet south of the southerly curb line of Water Street.

(b) (No change.)

(c) The certain parts of State highway Route 166 described in (c) of this section are designated and established as "no parking" zones.

1. No Parking Loading Zone in Dover Township, Ocean County:

i. Along the westerly (southbound) side:

(1) From the intersection of Washington Street to a point 410 feet southerly thereof.

16:28A-1.51 Route 168

(a) The certain parts of State highway Route 168 described [herein below shall be, and hereby] in (a) of this section are designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1.-2. (No change.)

3. No stopping or standing in Runnemede Borough, Camden County:

i. Along the easterly (northbound) side:

(1) Between the intersection of Eighth Avenue and a point 50 feet northerly thereof.

ii. Along the westerly (southbound) side:

(1) Between the intersection of Smith Lane and a point 75 feet northerly thereof.

4. No stopping or standing in Bellmawr Borough, Camden County:

i. Along both sides:

(1) For the entire length within the corporate limits of Bellmawr Borough.

5. No stopping or standing in Haddon Heights Borough, Camden County:

i. Along the northbound side:

(1) From the Bellmawr Borough-Haddon Heights Borough corporate line to the center line of New Jersey Avenue.

16:28A-1.68 Route 93

(a) The certain parts of State highway Route 93 described in (a) of this section are designated and established as "no parking" zones where parking is prohibited at all times. In accordance with the provisions of N.J.S.A. 39:4-199 permission is hereby granted to erect appropriate signs at the following established bus stops:

1.-3. (No change.)

4. Along the northbound side in Englewood City, Bergen County:

i. Near side bus stop:

(1) Sheffield Avenue (120 feet);

ii. Far side bus stop:

(1) Rockwood Place (105 feet).

5. Along the southbound side in Englewood City, Bergen County:

i. Near side bus stop:

(1) Sheffield Avenue (120 feet);

ii. Mid-block bus stop:

(1) From a point 100 feet south of the southerly curbline of Rockwood Place to a point 235 feet south of the southerly curbline of Rockwood Place.

6. All bus stops shall be the length specified measured from the curbline of the intersecting street where the bus stop is established.

(b) The certain parts of State highway Route 93 described in (b) of this section are designated and established as "no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1. No stopping or standing in Ridgely, Palisades Park and Lenoia Boroughs, Bergen County:

i. Along both sides:

(1) For the entire length of the route within the above municipalities.

2. No stopping or standing in Englewood City, Bergen County:

i. Along the northbound side:

(1) For the entire corporate limits of the City of Englewood.

3. No stopping or standing - Monday-Friday - 8:00 A.M. - 6:00 P.M. in Englewood City, Bergen County:

i. Along the southbound side:

(1) From a point 416 feet north of the northerly curbline of Sheffield Avenue to a point 366 feet north of the northerly curbline of Sheffield Avenue.

16:28A-1.70 Route 439

(a) The certain parts of State highway Route 439 described in (a) of this section [shall be, and hereby] are designated and established as "[N]no parking" zones where stopping or standing is prohibited at all times except as provided in N.J.S.A. 39:4-139.

1. No stopping or standing in Elizabeth City, Union County:

i. (No change.)

ii. Along both sides:

(1) From the centerline of Kilsyth Road, to the centerline of Route 27 (Newark Avenue).

(2) From the junction of Route US 1 and 9 Traffic Circle to Kerlyn Court.

2. No stopping or standing in Hillside Township, Union County:

i. Along both sides:

(1) Within the corporate limits of Hillside Township.

3. No stopping or standing in Union Township, Union County:

i. Along the westbound side:

(1) From the center line of Decker Avenue to the Union Township-Elizabeth City corporate line.

ii. Along the eastbound side:

(1) From the Elizabeth City-Union Township corporate line to a point 200 feet east of Lynmar Way.

TREASURY-TAXATION

(a)

DIVISION OF TAXATION

Motor Fuels Tax Retail Sales

Proposed Amendment: N.J.A.C. 18:19-2.7

Authorized By: Sidney Glaser, Director, Division of Taxation.

Authority: N.J.S.A. 56:6-6.

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Jack Silverstein
Chief Tax Counselor
Division of Taxation
West State and Willow Streets
Trenton, New Jersey 08646

The Division of Taxation 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 1982-257.

The agency proposal follows:

Summary

The proposal explicitly authorizes the sale at differing prices of similar fuels to cash and credit customers. It requires the posting of both the credit price and the number of cents per gallon (or per gallon and per liter) discount for cash purchasers.

The proposal also requires the clear display of a chart or price list posted on the facility's premises. The chart shall show all prices for all fuels available at the facility and shall be readily accessible to members of the public.

Social Impact

The social impact of the proposal will be to modernize the terms of sale of motor fuels in New Jersey. It will permit sellers of fuel to differentiate in price between purchasers for cash and purchasers for credit. Since cash purchasers will no longer subsidize credit purchasers, the existence of cash discounts will more fairly reflect the costs of fuel purchased to cash and credit customers.

Economic Impact

The economic impact of this proposal is to permit sellers of motor

fuels to sell similar products at different prices for cash and credit customers. A discount for cash is deemed to be a term of payment and financing and is in part a reflection of the time value of money. The proposal also authorizes posting of signs so that a customer would be aware of the cash and credit prices offered at a particular facility. The posting of the cash discount signs would involve a cost to the seller of the fuel. The posting of such signs and charts will contribute to the orderliness of the retail market for motor fuels and may result in savings to the consuming public.

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

18:19-2.7 Posted prices and brand names; [applied uniformly] **cash discounts**

(a) **Except as provided hereinunder**, [T]he provisions of [Sections 2.1-2.5 of this Chapter] N.J.A.C. 18:19-2.1 through 2.5 as they relate to posted prices and brand names are deemed to apply in a uniform and consistent manner to each motor fuel product as such products are identified by the supplier's invoice at the time of the purchase.

(b) **A retail dealer may sell similar fuels at different prices to cash and credit customers, and the price posted on top of the pump shall be the credit purchase price. A conspicuous sign shall also be displayed at the pump or at the island posting the price per gallon (or per gallon and per liter) reduction for cash purchases of fuels.**

(c) **The retail dealer shall display in clear view in a portion of the premises accessible to the public a listing of all fuel prices available at such facility.**

[Example:

All gasoline purchased as XYZ Regular will be dispensed from equipment bearing one uniform price and one uniform brand name or, as required, labeled "No Brand".

All motor fuels designated "Housebrand" by the supplier will be treated in like manner.]

(b)

DIVISION OF TAXATION

Gross Income Tax Setoff of Individual Liability

Proposed Amendments: N.J.A.C. 18:35-2.3, 2.4, 2.5 and 2.7

Authorized By: Sidney Glaser, Director, Division of Taxation.

Authority: N.J.S.A. 54A:9-8.1-8.3 and 54A:9-17(a).

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Jack Silverstein
Division of Taxation
Trenton, New Jersey 08646

The Division of Taxation 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 1982-262.

The agency proposal follows:

Summary

The proposed amended rule provides an alternative method whereby a claimant agency having the capacity to issue a certification with the first debtor file may do so. Secondly, it creates a presumption whereby one half of a joint gross income tax refund is attributable to the debtor and one half to a nondebtor spouse. Finally, provisions with respect to hearing officer review are deleted as unnecessary.

Social Impact

The social impact where initial certification is utilized will be to accelerate the notice to taxpayers, speed the setoff process, and permit more efficient interagency communications.

The proposed amendment would also greatly facilitate the administration of the SOIL program while continuing to protect the rights of a nondebtor spouse. The New Jersey gross income tax joint return does not provide that interest, dividends, medical deductions, earnings from a business and other categories of income or deductions be attributed to one or the other person making a joint return. To obtain all this information in all cases would put an undue burden upon both the taxpayers and on the administrators. In conformity to applicable law, a presumption is therefore created which would attribute half of the gross income tax refund to the debtor and nondebtor spouses.

In addition, provisions relating to jurisdiction of the hearing officers is deleted. It is considered unnecessary.

Economic Impact

The proposed amendment would decrease administrative costs associated with interagency communications and with apportionment. A nondebtor spouse could receive a tax refund more speedily.

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

18:35-2.3 Procedure for setoff

(a) A claimant agency seeking to attempt collection of a debt through setoff shall notify the Division in writing and supply the Division with a debtor file containing information necessary to identify the debtor whose refund or rebate is sought to be setoff. Notification to the Division and the furnishing of identifying information must occur on or before a date specified by the Division.

(b) **With prior approval of the Division, the debtor file may also contain liquidated debt information for every alleged debtor listed on the file, provided that the debtor file is accompanied by a certification of all debts listed on the debtor file.**

18:35-2.4 Matching

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

(c) **When a taxpayer request a refund or rebate and that taxpayer has been identified through a complete match as an alleged debtor to a claimant agency, and the Division does not have liquidated debt information on the debtor file, a three-part card will be sent to the claimant agency.** [A complete match also produces a three part card to the agency.] Return of the proper card(s) to the Division would certify the accuracy of the liquidated debt, advise whether the amount had been subsequently paid, and/or advise whether or not the debtor had requested a hearing or appeal in the matter.

(d) **When a taxpayer requests a refund or rebate and that taxpayer has been identified through a complete match as an alleged debtor to a claimant agency, and the Division has liquidated debt information on the debtor file, the Division will generate a notice to the taxpayer in accordance with N.J.A.C. 18:35-2.5 and will also generate a two-part card to the agency. Return of the proper card(s) to the Division would advise**

whether the amount had been subsequently paid, and/or advise whether or not the debtor had requested a hearing or appeal in the matter.

18:35-2.5 Notice to taxpayer

Within 10 days after **identification of a potential refund or rebate due the taxpayer and receipt of certified liquidated debt information from the claimant agency, whichever is later,** [agency certification of the debt to the Division,] the Division shall notify the alleged debtor of the proposed setoff and inform the alleged debtor of the right to make a timely request to the claimant agency for administrative resolution or for a hearing on the alleged debt and the proposed setoff.

18:35-2.7 Agency procedure; administrative resolution; hearing

(a) When an alleged debtor makes a timely request for administrative resolution for a hearing, the claimant agency shall initiate appropriate agency procedures pursuant to the "New Jersey Uniform Administrative Procedure Rules, 1980", N.J.A.C. 1:1-1.1 et seq. The issues in an administrative resolution effort or a hearing shall include whether the claimed sum asserted as due and owing is correct and any other relevant matters. A nondebtor who claims to be a joint recipient of a refund or rebate check shall have standing to establish that fact and to contest the proposed setoff. If the claimant agency finds that [a proration] **an apportionment** should be made in a particular case with respect to a joint entitlement, the matter shall be referred to the Division of Taxation [for apportionment based upon generally accepted accounting standards] **and it will be presumed that each party is entitled to one half of the joint entitlement.**

(b) (No change.)

(c) The hearing officer may consider the record of a prior hearing addressing common issues.]

OTHER AGENCIES

(a)

HACKENSACK MEADOWLANDS DEVELOPMENT COMMISSION**District Zoning Regulations
Waterfront Recreation Zone****Proposed Amendments: N.J.A.C. 19:4-4**

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 July 27, 1982, at or after 9:30 A.M. at:

Hackensack Meadowlands
Development Commission
200 Murray Hill Parkway
East Rutherford, New Jersey 07073

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Gary S. Rosensweig
Director of Administration
Hackensack Meadowlands
Development Commission
200 Murray Hill Parkway
East Rutherford, New Jersey 07073

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 1982-248.

The agency proposal follows:

Summary

The proposed amendment would promote waterfront development by expanding permitted uses within the zone.

Social Impact

The proposed amendments would facilitate public access to and visibility of the Hackensack River or its tributaries by encouraging development of commercial, residential and outdoor recreational facilities in the Waterfront Recreation Zone, while at the same time creating an incentive for preservation of ecologically valuable open space.

Economic Impact

Expansion of permitted uses on the waterfront will stimulate development and river usage, and in that regard will have a positive economic impact.

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

19:4-4.33 Waterfront recreation zone; purpose
This zone is designed to accommodate water-oriented **commercial and recreation facilities [.] which provide and encourage public access to and visibility of the Hackensack River or its tributaries and encourage outdoor recreational facilities.**

19:4-4.35 Waterfront recreation zone; permitted uses
(a) (No change.)
(b) **When included with a marina meeting the minimum requirements set forth in N.J.A.C. 19:4-4.37, the following uses shall be permitted:**
1. Restaurants;
2. Small retail shops and specialty shops, compatible with the purposes of this zone and which meet the needs of the users;
3. Outdoor recreational uses, such as archery, basketball, bike rental, tennis which are compatible with the purposes of this zone and which meet the needs of its users.

19:4-4.36 Waterfront recreation zone; special exceptions
[Small retail shops and restaurants accessory to permitted uses are special exceptions within the waterfront recreation zone.]
(a) **When included with a marina meeting the minimum requirements set forth in N.J.A.C. 19:4-4.37, the following uses shall be special exceptions:**
1. Museums and cultural facilities;

2. Residential developments subject to the provisions of N.J.A.C. 19:4-4.38.

19:4-4.37 Minimum marina requirements
(a) **All special exceptions and those permitted uses listed in N.J.A.C. 1:4-4.35(b) shall include a marina meeting the following minimum requirements:**
1. Every marina shall be open to the public for a fee and shall provide for one docking berth for each 20 feet of water frontage.
2. Every marina shall provide for public boat launching, public boat mooring, and public parking.

19:4-4.38 Density
(a) **A residential development shall have a maximum gross density of five dwelling units per acre.**
(b) **A residential development may earn additional density within the Waterfront Recreation zone by providing parkland and/or ecologically valuable open space, which open space may earn additional density credits of up to five units per acre for every acre provided.**

[19:4-4.37] **19:4-4.39** Waterfront recreation zone; use limitations
(a)-(c) (No change.)
(d) **The development of the zone shall be designed so as to permit public access to the edge of the river.**

[19:4-4.38] **19:4-4.40** Waterfront recreation zone; lot area requirements
(No change in text.)

[19:4-4.39] **19:4-4.41** Waterfront recreation zone; bulk regulations
(a) (No change.)
1. (No change.)
2. **The minimum open space is 40 percent. Open space in this district shall include landscaped gravel and sand areas, tidally-affected marsh, open water, [and] boardwalks and walkways, in addition to landscaping.**
3. **Yards:**
i. **Minimum front yard is 25 feet. [This requirement shall apply only to restaurants and marinas.]**
ii. (No change.)
4. **Maximum structure height is [one and one-half stories] 35 feet from prevailing grade.**
5. (No change.)

[19:4-4.40] **19:4-4.42** Waterfront recreation zone; buffer requirements
(a) (No change.)
[(b) Where any development borders the Hackensack River or any of its tributaries, there shall be a 50-foot wide strip of wetland necessary to insure proper drainage and edge effect at such border.]

[19:4-4.41] **19:4-4.43** Waterfront recreation zone; environmental performance standards
(No change in text.)

[19:4-4.42] **19:4-4.43A** Waterfront recreation zone; design of structures and other improvements
(No change in text.)

(a)

CASINO CONTROL COMMISSION**Accounting and Internal Controls: Gaming Equipment Accounting Controls within the Cashiers' Cage Gaming Plaques; Physical Characteristics****Proposed Amendments: N.J.A.C. 19:45-1.15 and 19:46-1.2**

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

Interested persons may submit in writing, data, views or arguments relevant to the proposal on or before August 5, 1982. These submissions, and any inquiries about submissions and responses, should be addressed to:

Michael A. Santaniello
 Deputy Director - Operations
 Division of Financial Evaluation and Control
 Casino Control Commission
 3131 Princeton Pike Office Park
 Building No. 5, CN-208
 Trenton, New Jersey 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 1982-245.

The agency proposal follows:

Summary

These proposed amendments would further define the physical characteristics and the accounting for gaming plaques.

Social Impact

The social impact of the amendment to this regulation is minimal, if any. The real social impact will result from the public's use of the gaming plaques defined by this regulation.

Economic Impact

Minimal economic impact may be felt by casino operators who chose to issue gaming plaques due to the additional control needed to account for the gaming plaques by serial number.

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

19:45-1.15 Accounting controls within the cashiers' cage

(a) (No change.)

(b) The cashiers' cage shall be physically segregated by personnel and function as follows:

1. (No change.)

i. (No change.)

ii. Receive gaming chips [and plaques] from patrons in exchange for cash;

iii.-iv. (No change.)

v. Receive cash, cash equivalents and gaming chips [and plaques] from patrons in exchange for Customer Deposit Forms;

vi. Receive gaming plaques from patrons in exchange for cash or Customer Deposit Forms in accordance with an approved system of accounting as required by N.J.A.C. 19:46-1.2(e);

Renumber vi.-ix as vii-x.

2. (No change.)

3. (No change.)

i. Receive gaming chips[, plaques] and coin removed from gaming tables from a security department member in exchange for the issuance of a Credit;

ii. Receive gaming plaques removed from gaming tables from a security department member in exchange for the issuance of a credit in accordance with an approved system of accounting as required by N.J.A.C. 19:46-1.2(e);

[ii.]iii. Receive Requests for Fills in exchange for the issuance of a Fill [and], the disbursal of gaming chips[, plaques] and coin to a security department member[:] **and the disbursal of gaming plaques to a security department member in accordance with an approved system of accounting as required by N.J.A.C. 19:46-1.2(e);**

Renumber iii and iv. as iv. and v.

4. (No change.)

(c)-(d) (No change.)

19:46-1.2 Gaming plaques; physical characteristics

(a) In addition to the issuance of gaming chips, a casino licensee may issue gaming plaques in denominations of [\$500.00, \$1,000.] \$5,000, [and] \$10,000 [.] , **\$25,000, \$50,000 and \$100,000.**

(b) Each gaming plaque shall be square, rectangular or oval in shape and no smaller than three inches in length by two inches in width which, in the case of oval gaming plaques, shall be measured at the points of greatest length and width. **Each denomination of gaming plaque utilized by a casino licensee shall be of a different shape.**

(c) Each gaming plaques shall have clearly and permanently imprinted, impressed or engraved thereon the specific value of the plaque in numerals of no less than [one-half] **three-eighths** inch in height, and the name of the casino issuing it and a serial number.

(d) No casino licensee shall issue or cause to be utilized in its casino any gaming plaques unless and until such plaques are approved by the Casino Control Commission or its authorized designee. In requesting approval of such plaques, a casino licensee, prior to having any such plaques manufactured, shall first submit to the Commission a detailed schematic of its proposed plaques which shall show the front, back and edge of each denomination of plaque and the design and wording to be contained thereon all of which shall be depicted on such schematic as they will appear, both as to size and location, on the actual plaque. Once the design schematics are approved by the Commission, no plaque shall be issued or utilized until and unless a sample of each denomination of plaque is also submitted to and approved by the Commission or its authorized designee.

(e) No gaming plaque shall be issued until the casino licensee has submitted to the Commission and the Commission has approved a system for accounting for gaming plaques by serial number. Such system shall include the receipt and inventory of the gaming plaques and cage procedures.

RULE ADOPTIONS

CIVIL SERVICE

(a)

CIVIL SERVICE COMMISSION

Exceptions to Length of Working Test Period Law Enforcement and Firefighter Positions

Adopted Amendment: N.J.A.C. 4:1-13.4
Adopted Repeal: N.J.A.C. 4:3-13.1 (formerly
CSPM (Local) 13-4.101)

Proposed: February 1, 1982 at 14 N.J.R. 115(a).
Adopted: May 25, 1982 by Civil Service Commission,
Peter J. Calderone, Director of Administrative Practices
and Labor Relations.
Filed: June 14, 1982 as R.1982 d.204, **with technical**
changes not requiring additional public notice and
comment (see N.J.A.C. 1:30-3.5).

Authority: N.J.S.A. 11:5-1, 11:12-1 and 11:22-6.

Effective Date: July 9, 1982.

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]***).

4:1-13.4 Exceptions to length of working test period
[Notwithstanding the provisions of Section 13.3 (Duration of
working test period) of this chapter, a working test period shall
extend beyond the period therein prescribed if such extension is
expressly provided by legislation.]

- (a) (No change from proposal.)
- (b) **Persons appointed to entry level law enforcement or firefighter titles ***[shall]*** ***must*** successfully complete a 12-month working test period after which permanent status shall be attained.**

(c) ***[Pursuant to N.J.S.A. 52:17B-68, the Police Training Act, certain entry level law enforcement titles require that employees must satisfactorily complete, within one year extendable to 18 months, a police training course accredited by the Police Training Commission.]* ***Pursuant to N.J.S.A. 52:17B-68, the Police Training Act, certain entry level law enforcement titles require that employees must satisfactorily complete a police training course accredited by the Police Training Commission. The course must be completed within one year extendable to 18 months from the starting date.*****

1. Law enforcement officers shall begin their working test period ***[after]*** ***upon** official notification submitted by the Police training Commission to the appointing authority that the employee has ***successful*ly*** **complet*ed*** ***[ion of]*** the police training course.

- 2. (No change from proposal.)
- 3. Appeals from failure to successfully complete the police training course shall be ***[made]*** in accordance with procedure***s*** established by the Police Training Commission.

HEALTH

(b)

DIVISION OF HEALTH FACILITIES EVALUATION

Long-Term and Intermediate Care Facilities Standards for Licensure

Adopted Amendments: N.J.A.C. 8:30, 8:37,
8:39-1 (Foreword) and 8:39-1.35

Proposed: May 3, 1982 at 14 N.J.R. 417(a).
Adopted: June 14, 1982 by Shirley A. Mayer, M.D.,
M.P.H., Commissioner, Department of Health (with
Approval of Health Care Administration Board).
Filed: June 21, 1982 as R.1982 d.205, **without change**.

Authority: N.J.S.A. 26:2H-1 et seq.

Effective Date: July 6, 1982.

HUMAN SERVICES

(c)

DIVISION OF PUBLIC WELFARE

Assistance Standards Handbook Foster Care Rates

Adopted Amendment: N.J.A.C. 10:82-4.9

Proposed: April 19, 1982 at 14 N.J.R. 374(b).
Adopted: June 22, 1982 by George J. Albanese,
Commissioner, Department of Human Services.
Filed: June 22, 1982 as R.1982 d.208, **without change**.

Authority: N.J.S.A. 44:7-6 and 44:10-3.

Effective Date: July 6, 1982.

(d)

DIVISION OF PUBLIC WELFARE

Assistance Standards Handbook Emergency House Furnishings Allowance

Adopted Amendment: N.J.A.C. 10:82-5.10

Proposed: April 19, 1982 at 14 N.J.R. 375(a).

Adopted: June 22, 1982 by George J. Albanese,
Commissioner, Department of Human Services.
Filed: June 22, 1982 as R.1982 d.207, **without change**.

Authority: N.J.S.A. 44:7-6 and 44:10-3.

Effective Date: July 6, 1982.

TRANSPORTATION

(a)

TRANSPORTATION OPERATIONS

Restricted Parking and Stopping Route 7 and 38

Adopted Amendments: N.J.A.C. 16:28A-1.6 and 1.27

Proposed: May 5, 1982 at 14 N.J.R. 424(a).
Adopted: June 8, 1982 by David W. Gwynn, Chief
Engineer, Transportation Operations and Local Aid.
Filed: June 9, 1982 as R.1982 d.203, **without change**.

Authority: N.J.S.A. 27:1A-5 and 1A-6, 39:4-138.1 and
39:4-199.

Effective Date: July 6, 1982.

(b)

TRANSPORTATION OPERATIONS

Restricted Parking and Stopping Route 17

Readopted Amendment: N.J.A.C. 16:28A-1.9

Proposed: May 3, 1982 at 14 N.J.R. 429(e).
Adopted: June 8, 1982 by David W. Gwynn, Chief
Engineer, Transportation Operations and Local Aid.
Filed: June 9, 1982 as R.1982 d.201, **without change**.

Authority: N.J.S.A. 27:1A-5 and 1A-6, 39:4-138.1 and
39:4-139.

Effective Date: June 9, 1982.

(c)

TRANSPORTATION OPERATIONS

Restricted Parking and Stopping Route 41

Adopted Amendment: N.J.A.C. 16:28A-1.64

Proposed: May 3, 1982 at 14 N.J.R. 425(a).
Adopted: June 8, 1982 by David W. Gwynn, Chief
Engineer, Transportation Operations and Local Aid.
Filed: June 9, 1982 as R.1982 d.202, **without change**.

Authority: N.J.S.A. 27:1A-5 and 1A-6, 39:4-138.1 and
39:4-199.

Effective Date: July 6, 1982.

OTHER AGENCIES

(d)

CASINO CONTROL COMMISSION

Accounting and Internal Controls Personnel Assigned to the Operation and Conduct of Gaming and Slot Machines

Adopted Amendment: N.J.A.C. 19:45-1.12

Proposed: August 6, 1981 at 13 N.J.R. 534(b).
Adopted: June 21, 1982 by Casino Control Commission,
Theron G. Schmidt, Executive Secretary.
Filed: June 21, 1982 as R.1982 d.206, **with substantive
changes** not requiring additional public notice and
comment.

Authority: N.J.S.A. 5:12-63 and N.J.S.A. 5:12-70.

Effective Date: July 6, 1982.

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]***).

19:45-1.12 Personnel assigned to the operation and conduct of
gaming and slot machines

(a) The following personnel shall be used to operate and conduct
table games in an establishment:
1.-9. (No change.)

**10. Each casino licensee shall staff its craps tables with at least
three dealers and one boxperson per table and at least one
floorperson supervising no more than two craps tables at all
times while those tables are open for gaming.** *[Additionally,
there shall be within each pit of craps tables supervised by a
common pit boss at least:

- i. Four boxpersons and/or floorpersons for every two craps tables
open for gaming; or
- ii. Eight boxpersons and/or floorpersons for every four craps
tables open for gaming; or
- iii. Twelve boxpersons and/or floorpersons for every six craps
tables open for gaming; or
- iv. Sixteen boxpersons and/or floorpersons for every eight craps
tables open for gaming.]*

***There shall also be at least one additional supervisor in each
pit for every two craps tables at which patrons are playing. This
additional supervisor shall be either a boxperson or floorperson
and shall be assigned the responsibility of supervising craps
tables within a pit as directed by Casino management. A pit is
defined as not more than eight craps tables under the
supervision of a common pit boss.**

Examples:

- i. When only two craps tables are open in a craps pit, they shall

be staffed with six dealers, two boxpersons, one floorperson and one additional supervisor who will be either a boxperson or a floorperson.

ii. When all eight craps tables are open in a pit, there shall be three dealers at each table, one boxperson at each table, one floorperson for every two tables and four additional supervisors to be used within the craps pit as directed by Casino management.*

(b)-(d) (No change.)

MISCELLANEOUS NOTICES

ENVIRONMENTAL PROTECTION

(a)

THE COMMISSIONER

State Certifications of Draft NPDES Permits

Public Notice

Robert E. Hughey, Commissioner of the Department of Environmental Protection, pursuant to the "New Jersey Water Pollution Control Act," N.J.S.A. 58:10A-1 et seq., is authorized to assess compliance of a surface water discharge with State law pertaining to discharges to the waters of the State. The Department is requested by the United States Environmental Protection Agency, as required by section 401 of the Federal Clean Water Act, 33 U.S.C. 1251 et seq., to certify that a discharge, as described in a draft National Pollutant Discharge Elimination System permit, will not violate the requirements of State law.

The Department publishes public notice of certifications in the DEP Bulletin. Copies of the Bulletin may be obtained by calling (609) 292-3178 or writing to the Documents Distribution Center, P.O. Box 1390, Trenton, New Jersey 08625.

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.

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 July 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				
1:1-1.1	Applicability of OAL rules	13 N.J.R. 60(a)	R. 1981 d. 118	13 N.J.R. 254(a)
1:1-1.1	Uncontested cases	14 N.J.R. 2(a)	R. 1982 d. 87	14 N.J.R. 335(a)
1:1-1.5	Nature of a contested case	13 N.J.R. 2(a)	R. 1981 d. 116	13 N.J.R. 254(b)
1:1-3.5	Attorneys obstruction	13 N.J.R. 254(c)	R. 1981 d. 443	13 N.J.R. 842(a)
1:1-3.7	Appearances and representation in contested cases	13 N.J.R. 2(b)	R. 1981 d. 442	13 N.J.R. 842(b)
1:1-3.8	Agency litigation staff and final decisions	14 N.J.R. 4(a)	R. 1982 d. 150	14 N.J.R. 471(a)
1:1-3.10	Interpreters	13 N.J.R. 3(a)	R. 1981 d. 441	13 N.J.R. 842(c)
1:1-9.1	Relief motions	14 N.J.R. 2(a)	R. 1982 d. 87	14 N.J.R. 335(a)
1:1-9.7, 11.2, 11.3	Finality of procedural decisions	13 N.J.R. 3(b)	R. 1981 d. 55	13 N.J.R. 114(a)
1:1-11.5	Time for discovery	13 N.J.R. 470(a)	R. 1981 d. 444	13 N.J.R. 842(d)
1:1-12.3	Standards for intervention in administrative hearings	13 N.J.R. 61(a)	R. 1981 d. 119	13 N.J.R. 255(a)
1:1-12.4	Finality of procedural decisions	13 N.J.R. 3(b)	R. 1981 d. 55	13 N.J.R. 114(a)
1:1-12.6	Participation	14 N.J.R. 2(a)	R. 1982 d. 87	14 N.J.R. 335(a)
1:1-14.1	Motions to consolidate	12 N.J.R. 626(b)	R. 1981 d. 120	13 N.J.R. 255(b)
1:1-14.1, 14.2	Motions to consolidate	13 N.J.R. 4(a)	R. 1981 d. 117	13 N.J.R. 255(c)
1:1-14.3, 15.2	Finality of procedural decisions	13 N.J.R. 3(b)	R. 1981 d. 55	13 N.J.R. 114(a)
1:1-16.3	Record inventories	14 N.J.R. 2(a)	R. 1982 d. 87	14 N.J.R. 335(a)
1:1-17.1, 17.2	Settlement by consent; withdrawal of cases	14 N.J.R. 4(b)	R. 1982 d. 86	14 N.J.R. 335(b)
1:1-17.2	Correction: Withdrawal of cases	14 N.J.R. 4(b)	R. 1982 d. 86	14 N.J.R. 383(a)
1:30	Rules of agency rulemaking	Emergency	R. 1981 d. 83	13 N.J.R. 171(a)
1:30-1.2	Correction: Agency rulemaking	13 N.J.R. 171(a)	R. 1981 d. 83	13 N.J.R. 255(d)
(Title 1, Transmittal 1 dated July 17, 1980)				
AGRICULTURE—TITLE 2				
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2:2-2.3	Vaccination of female bovines	13 N.J.R. 256(a)	R. 1981 d. 288	13 N.J.R. 471(a)
2:2-2.16	Slaughtering of market cattle and goats	13 N.J.R. 5(a)	R. 1981 d. 40	13 N.J.R. 115(b)
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)
2:3-4.1	Movement of livestock	13 N.J.R. 5(b)	R. 1981 d. 41	13 N.J.R. 115(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)
2:54-1.1	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)
2:71-2.28, 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)				

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)
3:2-2.1-2.3	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)
3:6-7, -9	Class II and Small Business Loans	14 N.J.R. 182(a)	R. 1982 d.126	14 N.J.R. 383(b)
3:6-12.1	Commercial bank parity	13 N.J.R. 383(c)	R. 1981 d.351	13 N.J.R. 552(a)
3:8-3, -4	Nonmember commercial bank reserves	14 N.J.R. 183(a)	R. 1982 d.125	14 N.J.R. 383(c)
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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)
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3:19-2	Energy rules on home repair financing	Emergency	R. 1981 d.29	13 N.J.R. 116(a)
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3:23	License fees for credit sales and loan businesses	Emergency	R. 1982 d.76	14 N.J.R. 277(b)
3:23	Readopted: 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. 1982 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)
3:30-2.1	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)	Emergency	R. 1982 d.165	14 N.J.R. 571(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)

(Title 3, Transmittal 17 dated January 14, 1981)

CIVIL SERVICE—TITLE 4

4:1	CSPM into Title 4	13 N.J.R. 556(b)	R. 1981 d.458	13 N.J.R. 885(a)
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4:1-5.17	Determining back pay awards	13 N.J.R. 715(b)	R. 1982 d.35	14 N.J.R. 205(b)
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4:1-8.11	Time and place of examinations	13 N.J.R. 554(a)	R. 1981 d.461	13 N.J.R. 885(c)
4:1-8.11	Cancellation of examinations	13 N.J.R. 716(a)	R. 1981 d.500	14 N.J.R. 40(d)
4:1-8.21	Make-up examinations and test security	14 N.J.R. 259(a)	R. 1982 d.178	14 N.J.R. 573(a)
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4:1-8.22, 8.23	Readoption: Handicapped testing	13 N.J.R. 754(d)	R. 1981 d.499	14 N.J.R. 41(a)
4:1-12.8	Certification of veterans and nonveterans	14 N.J.R. 114(a)	R. 1982 d.107	14 N.J.R. 335(c)
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4:1-20.3	Performance evaluations	13 N.J.R. 555(a)	R. 1981 d.485	13 N.J.R. 943(a)
4:1-20.4	Inspection of evaluations	13 N.J.R. 556(a)	R. 1981 d.459	13 N.J.R. 885(b)
4:1-20.8	Employee Advisory Service	13 N.J.R. 63(a)	R. 1981 d.233	13 N.J.R. 385(a)
4:1-24.2	Pre-layoff actions (proposed as 4:1-16.1A)	13 N.J.R. 862(a)	R. 1982 d.88	14 N.J.R. 335(d)
4:2	CSPM into Title 4	13 N.J.R. 556(b)	R. 1981 d.458	13 N.J.R. 885(a)
4:2-6.4	Repealed: Classifications and appeals	14 N.J.R. 5(a)	R. 1982 d.152	14 N.J.R. 471(d)
4:2-7.1	Repealed: Sec 4:1-5.17	13 N.J.R. 715(b)	R. 1982 d.35	14 N.J.R. 205(b)
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4:2-12.4	Certification of veterans and nonveterans	14 N.J.R. 114(a)	R. 1982 d.107	14 N.J.R. 335(c)
4:2-16.3	Repealed: Job Bank program	14 N.J.R. 117(b)	R. 1982 d.108	14 N.J.R. 336(b)
4:2-16.7	Benefit information to next of kin	14 N.J.R. 117(a)	R. 1982 d.153	14 N.J.R. 472(a)
4:2-20.2	Performance evaluations	13 N.J.R. 555(a)	R. 1981 d.485	13 N.J.R. 943(a)
4:2-20.11	Employee Advisory Service	13 N.J.R. 386(d)	R. 1981 d.504	14 N.J.R. 41(b)
4:3	CSPM into Title 4	13 N.J.R. 556(b)	R. 1981 d.458	13 N.J.R. 885(a)
4:3-6.6	Repealed: Classifications and appeals	14 N.J.R. 5(a)	R. 1982 d.152	14 N.J.R. 471(d)
4:3-8.12	Residency standards	13 N.J.R. 552(c)	R. 1981 d.501	14 N.J.R. 40(c)
4:3-12.5	Certifications of veterans and nonveterans	14 N.J.R. 114(a)	R. 1982 d.107	14 N.J.R. 335(c)
4:4, 5, 6	CSPM into Title 4	13 N.J.R. 556(b)	R. 1981 d.458	13 N.J.R. 885(a)

(Title 4, Transmittal 15 dated November 10, 1980)

COMMUNITY AFFAIRS—TITLE 5

5:10	Maintenance of hotels and multiple dwellings	13 N.J.R. 383(d)	R. 1981 d.95	13 N.J.R. 189(d)
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)

5:10-19.11	Maintenance of hotels and multiple dwellings	13 N.J.R. 384(a)	R. 1980 d.500	13 N.J.R. 7(c)
5:10-19.11	Fire protection	Emergency	R. 1980 d.536	13 N.J.R. 7(f)
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)
5:11-7.1-7.5	Eviction and relocation	13 N.J.R. 67(b)	R. 1981 d.69	13 N.J.R. 189(b)
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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)
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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	Uniform Construction Code	11 N.J.R. 607(a)	R. 1980 d.508	13 N.J.R. 7(d)
5:23-1.4	Manufactured homes	13 N.J.R. 717(a)	R. 1982 d.7	14 N.J.R. 142(a)
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)
5:23-2.7	UCC: Certificate of occupancy	13 N.J.R. 7(b)	R. 1981 d.45	13 N.J.R. 123(a)
5:23-2.8	Manufactured homes	13 N.J.R. 717(a)	R. 1982 d.7	14 N.J.R. 142(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	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	Emergency	R. 1980 d.537	13 N.J.R. 8(a)
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)
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5:23-4.6	Manufactured homes	13 N.J.R. 717(a)	R. 1982 d.7	14 N.J.R. 142(a)
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5:23-5.2	Uniform Construction Code	13 N.J.R. 119(a)	R. 1981 d.134	13 N.J.R. 258(b)
5:23-5.3, 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)
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5:26	Planned real estate development full disclosure	12 N.J.R. 631(b)	R. 1981 d.130	13 N.J.R. 259(a)
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5:37	Municipal and County Employees Deferred Compensation	Emergency	R. 1980 d.456	12 N.J.R. 633(b)
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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
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 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)
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 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-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)
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 7:13-1.11 Flood plain delineation along Cedar Creek 12 N.J.R. 70(a) R. 1981 d.9 13 N.J.R. 91(d)
 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)
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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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7:14	Pollutant discharge and waste management	12 N.J.R. 569(f)	R. 1981 d. 84 13 N.J.R. 194(c)
7:14-1.4	New definition of "treatment works"	12 N.J.R. 311(b)	R. 1980 d. 424 12 N.J.R. 642(b)
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7:14A-4	Industrial waste management facilities	12 N.J.R. 569(f)	R. 1981 d. 373 13 N.J.R. 705(a)
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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)
7:21	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)
7:25-1.7	Penalties for shellfish law violations	12 N.J.R. 456(a)	R. 1980 d. 395 12 N.J.R. 576(d)
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)
7:25-4.8	Potentially dangerous species	12 N.J.R. 390(a)	R. 1980 d. 448 12 N.J.R. 643(b)
7:25-5	Game Code	13 N.J.R. 262(a)	R. 1981 d. 253 13 N.J.R. 403(c)
7:25-6	1981 Fish Code	12 N.J.R. 457(a)	R. 1980 d. 400 12 N.J.R. 577(a)
7:25-6	1982-1983 Fish Code	13 N.J.R. 483(a)	R. 1981 d. 470 13 N.J.R. 887(a)
7:25-7.2	Oyster seed beds recodification	13 N.J.R. 193(a)	R. 1981 d. 189 13 N.J.R. 340(b)
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7:25-9.4	Repeal of various rules	12 N.J.R. 454(b)	R. 1980 d. 433 12 N.J.R. 643(a)
7:25-9.4	Bay scallops	13 N.J.R. 126(a)	R. 1981 d. 256 13 N.J.R. 404(c)
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7:25-12.1	Harvest of sea clams	13 N.J.R. 643(a)	R. 1981 d. 486 13 N.J.R. 943(c)
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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)
7:25-14.9	Penalties for shellfish law violations	12 N.J.R. 456(a)	R. 1980 d. 395 12 N.J.R. 576(d)
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7:25-20.1	List of nongame wildlife species of New Jersey	12 N.J.R. 390(b)	R. 1980 d. 390 12 N.J.R. 576(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)
7:26-1	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)
7:26-1.8	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)
7:26-5.4	Repeal of various rules	12 N.J.R. 454(b)	R. 1980 d. 433 12 N.J.R. 643(a)
7:26-7, -8	Solid waste administration	12 N.J.R. 511(a)	R. 1981 d. 281 13 N.J.R. 484(b)
7:26-9	Hazardous waste management	12 N.J.R. 511(a)	R. 1981 d. 370 13 N.J.R. 706(b)
7:26-11	Resource recovery grants	13 N.J.R. 9(a)	R. 1981 d. 184 13 N.J.R. 340(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)
7:26-15	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)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
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)
7:27-10	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)
7:27A-1.4	Repeal of various rules	12 N.J.R. 454(b)	R. 1980 d. 433	12 N.J.R. 643(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)
7:36-2.2, 3.2, 5.5, 6.4	Green Acres Program	12 N.J.R. 512(a)	R. 1981 d. 7	13 N.J.R. 91(b)
7:38	Wild and scenic rivers	12 N.J.R. 458(a)	R. 1980 d. 401	12 N.J.R. 577(b)
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	Repeal of various rules	12 N.J.R. 454(b)	R. 1980 d. 433	12 N.J.R. 643(a)
7:50	Pinelands Comprehensive Management Plan	12 N.J.R. 513(b)	R. 1981 d. 13	13 N.J.R. 91(c)
7:50	Pinelands management	13 N.J.R. 569(a)	R. 1982 d. 131	14 N.J.R. 388(a)
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HEALTH-TITLE 8				
8:21-3.23	Legal animal repellants	14 N.J.R. 79(a)	R. 1982 d. 123	14 N.J.R. 389(a)
8:21-10	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)
8:30	Expiration date	13 N.J.R. 265(a)	R. 1981 d. 283	13 N.J.R. 485(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 8:331)	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-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-3.20D	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-4.62	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)
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)
8:39-1	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)
8:39-1.35	Operational dates	13 N.J.R. 265(a)	R. 1981 d. 283	13 N.J.R. 485(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)
8:42A	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-3.1	Child abuse and neglect	13 N.J.R. 12(a)	R. 1981 d. 157	13 N.J.R. 342(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)
8:45-1.3	Licensure of clinical laboratories	13 N.J.R. 653(a)	R. 1981 d. 493	14 N.J.R. 45(c)
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)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
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, 10.3, 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)

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HIGHER EDUCATION—TITLE 9

9:1-1.1	Definition of "college"	12 N.J.R. 518(c)	R. 1980 d. 524	13 N.J.R. 14(a)
9:1-4.6	Post-master's level programs	13 N.J.R. 411(c)	R. 1981 d. 392	13 N.J.R. 757(c)
9:2-1.1, 1.2	Admission and degree standards for State colleges	12 N.J.R. 645(d)	R. 1981 d. 19	13 N.J.R. 133(a)
9:2-2.8	"Visiting specialist" title at State colleges	12 N.J.R. 519(a)	R. 1980 d. 525	13 N.J.R. 14(b)
9:2-2.12	Faculty promotion at four-year colleges	14 N.J.R. 121(b)	R. 1982 d. 130	14 N.J.R. 390(a)
9:2-3	State college reduction in force policies	12 N.J.R. 407(d)	R. 1981 d. 38	13 N.J.R. 133(b)
9:2-4.1	Eligibility for Alternate Benefit Program	14 N.J.R. 261(a)	R. 1981 d. 128	14 N.J.R. 390(b)
9:2-8.1-8.10	Admission and degree standards for State colleges	12 N.J.R. 645(d)	R. 1981 d. 19	13 N.J.R. 133(a)
9:2-9.9	Correction to Code: Contracts for professional staff (nonfaculty)			13 N.J.R. 132(c)
9:2-11.7	Veteran's Tuition Credit Program	13 N.J.R. 572(a)	R. 1981 d. 449	13 N.J.R. 845(c)
9:2-12.1-12.4	Teacher preparation (proposed as 9:1-7.1-7.4)	14 N.J.R. 24(a)	R. 1982 d. 99	14 N.J.R. 342(b)
9:3-1.3	Correction to Code: Program approval			13 N.J.R. 132(c)
9:3-2.14	Criteria; merit award recipients: Now cited as 9:2-9.11			13 N.J.R. 132(c)
9:4-1.2	Establishment of a community college	13 N.J.R. 495(d)	R. 1981 d. 391	13 N.J.R. 758(a)
9:4-1.4, 1.5, 1.12, 2.4, 2.13, -3	Accounting standards for county colleges	14 N.J.R. 26(b)	R. 1982 d. 100	14 N.J.R. 343(a)
9:4-3.57	County college work load data	13 N.J.R. 218(a)	R. 1981 d. 215	13 N.J.R. 412(a)
9:4-3.61	State aid to county colleges	13 N.J.R. 271(a)	R. 1981 d. 271	13 N.J.R. 496(a)
9:5-1.1, 1.2, 1.3, 1.4	Resident/non-resident tuition charges	12 N.J.R. 408(a)	R. 1980 d. 428	12 N.J.R. 661(a)
9:7-2	Student assistance	13 N.J.R. 218(b)	R. 1981 d. 232	13 N.J.R. 412(b)
9:7-2.12	Tuition Aid Grant and Garden State Scholar Programs	12 N.J.R. 117(c)	R. 1980 d. 461	12 N.J.R. 661(b)
9:7-3.1	Tuition Aid Grant Program	13 N.J.R. 572(b)	R. 1981 d. 415	13 N.J.R. 758(b)
9:7-3.1	Tuition Aid: 1982-83 Award Table	14 N.J.R. 122(a)	R. 1982 d. 129	14 N.J.R. 390(c)
9:7-4.4,-6	Graduate fellowships	12 N.J.R. 273(e)	R. 1980 d. 462	12 N.J.R. 694(d)
9:7-4.6	Academic eligibility for undergraduate grants	12 N.J.R. 658(a)	R. 1981 d. 99	13 N.J.R. 220(b)
9:7-5	Public Tuition Benefits Program	14 N.J.R. 28(a)	R. 1982 d. 127	14 N.J.R. 390(d)
9:9-1.3	Guaranteed student loan program	13 N.J.R. 355(a)	R. 1981 d. 275	13 N.J.R. 496(b)
9:11-1.8, 1.9	EOF guidelines and program support regulations	12 N.J.R. 658(b)	R. 1981 d. 100	13 N.J.R. 220(c)
9:11-1.13, 1.22	Student refunds and repayment	12 N.J.R. 519(b)	R. 1980 d. 523	13 N.J.R. 13(g)
9:12-1	EOF guidelines and program support regulations	12 N.J.R. 658(b)	R. 1981 d. 100	13 N.J.R. 220(c)
9:16-1.3-1.5	Physician-dentist loan redemption program	12 N.J.R. 579(c)	R. 1981 d. 60	13 N.J.R. 220(a)

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HUMAN SERVICES—TITLE 10

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)
10:49-1.3	Provider participation	13 N.J.R. 496(c)	R. 1981 d. 393	13 N.J.R. 758(c)
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)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
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)
10:51-1.13, 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-App.B.D	Pharmaceutical Services Manual	13 N.J.R. 134(a)	R. 1981 d.124	13 N.J.R. 274(a)
10:51-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)
10:51-2	Pharmacy Manual billing procedures	13 N.J.R. 274(b)	R. 1981 d.247	13 N.J.R. 415(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)
10:52-1.3	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)
10:52-1.4	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)
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)
10:53-1.4	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)
10:54-1.3	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)
10:55	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)
10:56-3.15	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)
10:59	Patient certification	13 N.J.R. 413(a)	R. 1981 d.331	13 N.J.R. 575(a)

N.J.A.C. CITATION	PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
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)
10:63-1.4	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)
10:63-1.8	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)
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(c)
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(c)
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-7.1	PAA: Payment recovery from estates	14 N.J.R. 80(a)	R. 1982 d.147 14 N.J.R. 427(c)
10:69A-5.6	PAA eligibility determinations	13 N.J.R. 432(a)	R. 1981 d.332 13 N.J.R. 580(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)
10:81-2.7	PAM: Deprivation of parental support in AFDC-C	12 N.J.R. 703(a)	R. 1981 d.28 13 N.J.R. 146(b)
10:81-7.1	AFDC: New or changed income	13 N.J.R. 300(a)	R. 1981 d.262 13 N.J.R. 432(b)
10:81-7.22	AFDC: Funeral or burial payments for children	13 N.J.R. 580(d)	R. 1981 d.447 13 N.J.R. 845(d)
10:81-7.26, 8.4	PAM: RSDI lump sum benefits	13 N.J.R. 925(a)	R. 1982 d.90 14 N.J.R. 344(a)
10:82	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)
10:82-2.9	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)
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)
10:85-1.2, 1.5,	General Assistance and Faulkner Act municipalities	13 N.J.R. 301(a)	R. 1982 d.61 14 N.J.R. 281(b)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
2.2				
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)
10:85-3.1	GAM: Common living quarters	13 N.J.R. 927(a)	R. 1982 d.102	14 N.J.R. 344(b)
10:85-3.1, 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)
10:85-3.3	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)
10:85-3.4	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)
10:85-5.2	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)
10:85-6.5	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)
10:85-8.3	GAM: Prospective SSI recipients	13 N.J.R. 145(a)	R. 1981 d.160	13 N.J.R. 363(b)
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)
10:87-12.1, 12.2	Emergency amend Food Stamp Manual	Emergency	R. 1980 d.558	13 N.J.R. 100(e)
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)
10:89-3.6	Emergency rule on Home Energy Assistance	Emergency	R. 1980 d.548	13 N.J.R. 100(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)
10:94-8	Medicaid Only	12 N.J.R. 663(a)	R. 1981 d.177	13 N.J.R. 364(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)
10:109-1	Ruling 11	13 N.J.R. 581(b)	R. 1981 d.445	13 N.J.R. 846(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)
10:121-5.1	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)
10:122-4.2, 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)
10:130	Shelters for victims of domestic violence	14 N.J.R. 197(a)	R. 1982 d.138	14 N.J.R. 429(a)
10:132	Court actions and proceedings	13 N.J.R. 595(b)	R. 1981 d.434	13 N.J.R. 846(c)

(Title 10, Transmittal 15 dated November 10, 1980)

CORRECTIONS-TITLE 10A

10A:31-4	County jails emergency rule	Emergency	R. 1981 d.270	13 N.J.R. 467(a)
10A:31-4	Readopt remission of time from sentence	13 N.J.R. 434(b)	R. 1981 d.358	13 N.J.R. 596(a)
10A:31-5	State enforcement in adult county facilities	14 N.J.R. 227(a)	R. 1982 d.149	14 N.J.R. 474(a)
10A:71	Parole Board rules	13 N.J.R. 436(a)	R. 1981 d.322	13 N.J.R. 597(a)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
10A:71-3.3	Parole Board rules	12 N.J.R. 664(e)	R. 1980 d.554	13 N.J.R. 101(c)
10A:71-3.19	Parole Board rules	13 N.J.R. 228(c)	R. 1981 d.179	13 N.J.R. 364(c)
10A:71-6.9	Discharge from parole supervision	13 N.J.R. 440(a)	R. 1981 d.324	13 N.J.R. 598(a)
10A:71-7.7	Notice for preliminary hearings	13 N.J.R. 101(b)	R. 1981 d.106	13 N.J.R. 302(a)
(Title 10A, Transmittal 6 dated November 10, 1980)				
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)
11:2-1.6	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)
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)
11:4-2	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)
11:5-1.33-1.35	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 insurance	13 N.J.R. 609(a)	R. 1981 d.422	13 N.J.R. 776(a)
(Title 11, Transmittal 16 dated January 14, 1981)				
LABOR AND INDUSTRY—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)
12:15-1.4	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)
12:15-1.5	Unemployment compensation contribution rates	13 N.J.R. 603(a)	R. 1981 d.418	13 N.J.R. 777(c)
12:51	Vocational rehabilitation facilities	13 N.J.R. 230(a)	R. 1981 d.289	13 N.J.R. 517(a)
12:57	Wage orders for minors	13 N.J.R. 307(a)	R. 1981 d.226	13 N.J.R. 441(c)
12:235-1.5	Workers' compensation benefit rates	13 N.J.R. 604(a)	R. 1981 d.420	13 N.J.R. 777(d)
(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. 238b)
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)
13:19-5.1	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)
13:20-25.2	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(c)
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)
13:21-7.2	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)
13:26-1.2, 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)
13:28-1.3	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)
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)
13:29-2.2	Examination for registered municipal accountant	13 N.J.R. 39(a)	R. 1981 d.67	13 N.J.R. 238(a)
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)
13:33-1.41	Fee schedules	12 N.J.R. 546(a)	R. 1981 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)
13:35-6.19, 6.20	Excessive fees for professional services	13 N.J.R. 232(b)	R. 1981 d.237	13 N.J.R. 443(a)
13:35-9.3	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)

N.J.A.C. CITATION		PROPOSAL NOTICE (N.J.R. CITATION)	DOCUMENT CITATION	ADOPTION NOTICE (N.J.R. CITATION)
13:36-5.12	Advertising of funeral services	13 N.J.R. 368(a)	R. 1981 d. 349	13 N.J.R. 609(a)
13:36-9.1	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)
13:38-1.9, 1.10	Optometric advertising	13 N.J.R. 233	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)
13:44B	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)
13:47C-5	Repealed: Rules on precious metal sales	13 N.J.R. 818(a)	R. 1982 d. 96	14 N.J.R. 346(c)
13:47C-6	Bonding of transient buyers	13 N.J.R. 891(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

14:11-2.2	Auto bus specifications	13 N.J.R. 834(a)	R. 1982 d. 30	14 N.J.R. 160(b)
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(Title 14, Transmittal 15 dated January 14, 1981)

ENERGY—TITLE 14A

14A:2-5	State set-aside for energy emergency	13 N.J.R. 609(d)	R. 1981 d. 492	14 N.J.R. 46(c)
14A:3-4.4	Thermal efficiency in new and renovated buildings			
14A:3-5	Seven-day, day-night thermostats in public buildings	13 N.J.R. 680(a)	R. 1981 d. 468	13 N.J.R. 895(a)
14A:3-15	Recycling of municipal solid waste (joint adoption, see 7:26-15)	13 N.J.R. 865(a)	R. 1982 d. 32	14 N.J.R. 206(b)
14A:11-4	Reporting of energy information (retail dealers)	13 N.J.R. 151(a)	R. 1981 d. 379	13 N.J.R. 708(c)
14A:11-5	Reporting of energy information (retail merchants)	13 N.J.R. 152(a)	R. 1981 d. 380	13 N.J.R. 708(d)
14A:13	Energy Conservation Bond Program	13 N.J.R. 43(a)	R. 1981 d. 390	13 N.J.R. 778(a)
14A:21-14.3	Home Energy Savings Program	13 N.J.R. 238(c)	R. 1981 d. 254	13 N.J.R. 450(a)

(Title 14A, Transmittal 7 dated January 14, 1981)

STATE—TITLE 15

(Title 15, Transmittal 12 dated July 17, 1980)

PUBLIC ADVOCATE—TITLE 15A

(Title 15A, Transmittal 1 dated March 20, 1978)

TRANSPORTATION—TITLE 16

16:19	Repeal Traffic Operations Program	12 N.J.R. 552(b)	R. 1980 d. 415	12 N.J.R. 675(c)
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)
16:28-1.3	Restricted parking and speed zones on State highways	12 N.J.R. 613(a)	R. 1980 d. 475	12 N.J.R. 727(d)
16:28-1.15	Speed limits along Route 13	13 N.J.R. 239(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. 155(a)	R. 1981 d. 196	13 N.J.R. 451(a)
16:28-1.18	Speed zones along Routes 34 and US 202	13 N.J.R. 105(c)	R. 1981 d. 74	13 N.J.R. 243(c)
16:28-1.23	Emergency amend speed limit on Route 18	Emergency	R. 1981 d. 34	13 N.J.R. 158(b)
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)
16:28-1.41	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	Emergency amend speed zone along Route 35	Emergency	R. 1981 d. 59	13 N.J.R. 243(a)
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)
16:28-1.67	Speed zones along Route 34 and US 202	13 N.J.R. 105(c)	R. 1981 d. 74	13 N.J.R. 243(c)
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)
16:28-1.72	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-1.2	Restricted parking on US Routes 1 and 9	12 N.J.R. 552(c)	R. 1980 d.413	12 N.J.R. 675(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-1.4	Emergency amend restricted parking along Route 4	Emergency	R. 1981 d.35	13 N.J.R. 159(a)
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-1.7	Restricted parking along Route US 9	13 N.J.R. 105(d)	R. 1981 d.76	13 N.J.R. 243(f)
16:28A-1.7	Restricted parking along Route US 9	13 N.J.R. 106(a)	R. 1981 d.77	13 N.J.R. 244(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.195	13 N.J.R. 453(a)
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	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-1.9	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-1.13	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-1.14	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-1.16	Restricted parking along Route 24	13 N.J.R. 455(a)	R. 1981 d.338	13 N.J.R. 613(c)
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-1.19	Parking on State highways	12 N.J.R. 613(a)	R. 1980 d.475	12 N.J.R. 727(d)
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-1.22	Restricted parking on State highways	12 N.J.R. 613(a)	R. 1980 d.475	12 N.J.R. 727(d)
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, 1.25	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-1.26	Parking on Route 36	13 N.J.R. 453(a)	R. 1981 d.191	13 N.J.R. 453(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-1.29	Restricted parking on State highways	12 N.J.R. 613(a)	R. 1980 d.475	12 N.J.R. 727(d)
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	Emerg. amend restricted parking on Route 47	Emergency	R. 1980 d.414	12 N.J.R. 675(b)
16:28A-1.33	Restricted parking on State highways	12 N.J.R. 613(a)	R. 1980 d.475	12 N.J.R. 727(d)
16:28A-1.34	Restricted parking on State highways	12 N.J.R. 613(a)	R. 1980 d.475	12 N.J.R. 727(d)
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. 105(d)	R. 1981 d.76	13 N.J.R. 243(f)
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-1.38	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-1.51	Restricted parking along Route 168	13 N.J.R. 522(b)	R. 1981 d.384	13 N.J.R. 779(a)
16:28A-1.55	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	12 N.J.R. 613(a)	R. 1980 d.475	12 N.J.R. 727(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(c)
16:28A-1.55	Restricted parking along Routes 15,18 and US 202	13 N.J.R. 106(b)	R. 1981 d.75	13 N.J.R. 243(e)
16:28A-1.57	Restricted parking along US 206	13 N.J.R. 106(a)	R. 1981 d.77	13 N.J.R. 244(a)
16:28A-1.57	Route US 206 parking	13 N.J.R. 155(b)	R. 1981 d.153	13 N.J.R. 373(d)

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	(N.J.R. CITATION)	(N.J.R. CITATION)
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-1.64	Route 41 parking	13 N.J.R. 157(a) R. 1981 d. 155 13 N.J.R. 374(b)
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, 1.66	Restricted parking along Routes 15, 18, and US 202	13 N.J.R. 106(b) R. 1981 d. 75 13 N.J.R. 243(e)
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-1.68	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)
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-1.70	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)
16:29-1.22	No passing zones	13 N.J.R. 107(a) R. 1981 d. 78 13 N.J.R. 244(b)
16:29-1.23	No passing zones on Route 179	13 N.J.R. 107(b) R. 1981 d. 79 13 N.J.R. 244(c)
16:30-3.4	US 9 bus and HOV lane in Middlesex County	Emergency R. 1982 d. 200 14 N.J.R. 661(b)
16:30-3.6	Readopt HOV lanes along Route 444	13 N.J.R. 456(b) R. 1981 d. 323 13 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)
16:30-7.2	Limited access prohibition along US 9 and Route 444	13 N.J.R. 108(a) R. 1981 d. 73 13 N.J.R. 243(d)
16:30-8	No trespassing zones	12 N.J.R. 727(c) R. 1981 d. 36 13 N.J.R. 159(b)
16:31-1.4, 1.7	Turns along various State highways	12 N.J.R. 553(a) R. 1980 d. 412 12 N.J.R. 674(a)
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)
16:31-1.15	Turns along various State highways	12 N.J.R. 553(a) R. 1980 d. 412 12 N.J.R. 674(a)
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)
16:31A	Prohibited right turns on red signals	12 N.J.R. 673(a) R. 1980 d. 518 13 N.J.R. 44(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 1-280 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)
16:41-16	Use or occupancy of State-owned railroad property	13 N.J.R. 108(b) R. 1981 d. 103 13 N.J.R. 244(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)
16:65-1.1	Definition of "prequalification committee"	13 N.J.R. 108(c) R. 1981 d. 72 13 N.J.R. 243(b)
16:65-9	Corporate reorganization of contractors	13 N.J.R. 524(a) R. 1981 d. 399 13 N.J.R. 779(c)
16:71	Recodified from 16:41-16	13 N.J.R. 108(b) R. 1981 d. 103 13 N.J.R. 244(d)
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	Pension reporting	12 N.J.R. 351(a) R. 1980 d. 301 12 N.J.R. 497(c)
17:1-1.15	Administration	13 N.J.R. 109(a) R. 1981 d. 85 13 N.J.R. 247(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)
17:1-2.2	Alternate Benefit Program	13 N.J.R. 308(b) R. 1981 d. 239 13 N.J.R. 458(a)
17:1-2.6	Amend administration	13 N.J.R. 109(a) R. 1981 d. 85 13 N.J.R. 247(c)
17:1-2.18	Alternate Benefit Program	13 N.J.R. 309(a) R. 1981 d. 240 13 N.J.R. 458(b)
17:1-2.34	Alternate Benefit Program	13 N.J.R. 244(e) R. 1981 d. 213 13 N.J.R. 458(c)
17:1-2.35	Alternate Benefit Program	13 N.J.R. 309(b) R. 1981 d. 241 13 N.J.R. 458(d)
17:1-4.2	Administration	13 N.J.R. 109(a) R. 1981 d. 85 13 N.J.R. 247(c)
17:1-4.11	Purchase terms and employee liability	13 N.J.R. 459(a) R. 1981 d. 343 13 N.J.R. 617(a)
17:1-4.22	Availability of medical records	13 N.J.R. 110(a) R. 1981 d. 86 13 N.J.R. 247(d)
17:1-4.32	Administration	13 N.J.R. 109(a) R. 1981 d. 85 13 N.J.R. 247(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)
17:1-7.3	Administrative fees and investment earnings	13 N.J.R. 374(c) R. 1981 d. 291 13 N.J.R. 525(a)
17:1-8.1	Repeal responsibility of director for Social Security	12 N.J.R. 727(e) R. 1981 d. 1 13 N.J.R. 111(c)
17:1-8.3	Emergency rule on Social Security referendum	Emergency R. 1980 d. 467 12 N.J.R. 728(b)

17:1-8.13,8.14	Administration	13 N.J.R. 109(a)	R. 1981 d.85	13 N.J.R. 247(c)
17:1-11.9	Repeal dental insurance for covered dependents	12 N.J.R. 614(a)	R. 1980 d.487	12 N.J.R. 729(a)
17:2-2.1, 2.3	Public Employees' Retirement System: Enrollment	12 N.J.R. 554(b)	R. 1981 d.58	13 N.J.R. 247(b)
17:2-5.1,6.2	PERS-retirement and purchases	13 N.J.R. 244(f)	R. 1981 d.274	13 N.J.R. 525(b)
17:2-6.4	PERS loan repayments	13 N.J.R. 375(a)	R. 1981 d.303	13 N.J.R. 618(a)
17:2-6.6	PERS revisions	13 N.J.R. 244(f)	R. 1981 d.274	13 N.J.R. 525(b)
17:2-6.26	PERS: Critical disability claims	13 N.J.R. 748(a)	R. 1981 d.515	14 N.J.R. 105(a)
17:3-1.4	Teachers' pension member-trustee election	12 N.J.R. 435(b)	R. 1980 d.405	12 N.J.R. 678(a)
17:3-4.1	Creditable salary	12 N.J.R. 675(d)	R. 1981 d.30	13 N.J.R. 162(a)
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)
17:3-6.6	Teachers' Pension: Retirement credit	13 N.J.R. 159(c)	R. 1981 d.140	13 N.J.R. 376(a)
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)
17:4-2.6	Enrollment dates	12 N.J.R. 728(a)	R. 1981 d.57	13 N.J.R. 247(a)
17:4-3.6	Insurance purchases and retirement	13 N.J.R. 310(b)	R. 1981 d.292	13 N.J.R. 525(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	Administration, insurance and death benefits, purchases, retirement and transfers	13 N.J.R. 459(b)	R. 1981 d.361	13 N.J.R. 708(e)
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	State Police pension purchases and	13 N.J.R. 939(a)	R. 1982 d.66	14 N.J.R. 284(e)
4.3	eligible service			
17:5-5.2, 5.6, 5.12	Effective dates, retirement credits, disability retirants	13 N.J.R. 461(a)	R. 1981 d.360	13 N.J.R. 708(f)
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)
17:6-3.2, 3.6	Police-Firemen's Pension Fund	13 N.J.R. 245(a)	R. 1981 d.201	13 N.J.R. 462(a)
17:7-3.2	Prison Officers' Pension Fund	13 N.J.R. 245(b)	R. 1981 d.302	13 N.J.R. 620(b)
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)
17:8-1.6	Variable benefit account and withdrawals	12 N.J.R. 675(e)	R. 1980 d.530	13 N.J.R. 47(b)
17:8-2.10,2.11	Repeal Supplemental Annuity reports and remittances	12 N.J.R. 496(e)	R. 1980 d.419	12 N.J.R. 678(b)
17:8-3.3	Variable benefit account and withdrawals	12 N.J.R. 675(e)	R. 1980 d.530	13 N.J.R. 47(b)
17:9-2.16	Policy provisions for State Health Benefits Program	13 N.J.R. 110(b)	R. 1981 d.138	13 N.J.R. 376(b)
17:9-5.8	Medicare refunds	13 N.J.R. 110(c)	R. 1981 d.139	13 N.J.R. 376(c)
17:10-5.3	Judicial Retirement System	13 N.J.R. 331(a)	R. 1981 d.244	13 N.J.R. 462(b)
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,	Investment rules	13 N.J.R. 526(b)	R. 1982 d.192	14 N.J.R. 663(b)
12.2, 12.3				
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,	Investment rules	13 N.J.R. 526(b)	R. 1982 d.192	14 N.J.R. 663(b)
28.4, 29.3				
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)
17:16-41	Cash Management Fund	Procedural	R. 1980 d.443	12 N.J.R. 679(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)
17:20-5.10	Emergency amend agent's compensation	Emergency	R. 1980 d.460	12 N.J.R. 681(a)
17:21-8.1	Emergency amend unclaimed prize money	Emergency	R. 1980 d.459	12 N.J.R. 680(b)
17:21-11	Emergency rules on 10th Anniversary instant lottery	Emergency	R. 1981 d.11	13 N.J.R. 112(a)
17:21-11	Emergency adoption: Baseball instant lottery	Emergency	R. 1981 d.136	13 N.J.R. 312(a)
17:21-11	Readopt "Baseball" instant lottery game	13 N.J.R. 312(a)	R. 1981 d.269	13 N.J.R. 529(a)
17:21-11	"Super Bingo" lottery	13 N.J.R. 376(d)	R. 1981 d.286	13 N.J.R. 529(b)
17:21-11	Emergency Adoption: "Super Bingo" lottery	Emergency	R. 1981 d.171	13 N.J.R. 376(d)
17:21-12.1, 13.1	Emergency amend Pick-It and Pick-4 Lotteries	Emergency	R. 1980 d.458	12 N.J.R. 680(a)
17:21-15	Emergency amend Pick-6 (Lotto) lottery	Emergency	R. 1980 d.496	12 N.J.R. 730(a)
17:21-16	Emergency rules on Jersey Jackpot Lottery	Emergency	R. 1980 d.507	13 N.J.R. 45(a)
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)

(Title 17, Transmittal 15 dated September 18, 1980)

TREASURY-TAXATION-TITLE 18

18:3-1.2, 2.1	New Jersey wines	13 N.J.R. 839(a)	R. 1982 d.181	14 N.J.R. 664(a)
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)
18:7-11.12	Emergency extension for filing corporate return	Emergency	R. 1981 d.163	13 N.J.R. 377(a)
18:7-11.12,	Installment payments for corporation tax	13 N.J.R. 688(a)	R. 1982 d.6	14 N.J.R. 105(d)
13.6, 14.2				
18:12-6A.8	Multiple dwelling exemptions and tax list	14 N.J.R. 72(b)	R. 1982 d.78	14 N.J.R. 278(b)

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18:12-7.12	designations (joint adoption, see 5:22-2.6) Emergency adoption: Extension of time to file homestead rebate claim	Emergency R. 1981 d.474	13 N.J.R. 948(b)
18:12-7.12	Readopted: Homestead rebate filing extension	13 N.J.R. 948(b)	14 N.J.R. 212(a)
18:12-9	Mobile homes tax moratorium (local property)	13 N.J.R. 162(b)	13 N.J.R. 462(c)
18:12A-1.6	Appeals to county tax boards	14 N.J.R. 231(a)	14 N.J.R. 580(f)
18:12A-1.12	Local property tax	13 N.J.R. 621(a)	13 N.J.R. 948(c)
18:12A-1.20	County boards of taxation	13 N.J.R. 44(d)	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)	13 N.J.R. 779(f)
18:18-3.6	Distributers and gas jobbers bond ceiling	14 N.J.R. 202(a)	14 N.J.R. 430(a)
18:19-1.1, 2.1, 2.2, 2.6, 2.10, 3.1, 3.3	Gallon and liter pricing of motor fuels	13 N.J.R. 855(a)	14 N.J.R. 285(c)
18:24-2.3	Sales and Use Tax Act	13 N.J.R. 163(a)	13 N.J.R. 465(a)
18:24-2.15	Sales tax recordkeeping standards	13 N.J.R. 751(a)	14 N.J.R. 212(b)
18:24-5.7	Capital improvement installations and sales tax	14 N.J.R. 140(b)	14 N.J.R. 430(b)
18:24-7.19	Sales and Use Tax Act	13 N.J.R. 163(b)	13 N.J.R. 465(b)
18:24-12.4	Sales Tax exemptions	13 N.J.R. 111(a)	13 N.J.R. 465(c)
18:24-24.2	Underground gas tanks as real property	13 N.J.R. 883(b)	14 N.J.R. 348(a)
18:24-27.1, 27.2	Sales and Use Tax Act	13 N.J.R. 164(a)	13 N.J.R. 465(d)
18:24-28	Taxation of purchase or use of race horses	13 N.J.R. 622(a)	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)	13 N.J.R. 948(d)
18:35-1.15	Exclusions from taxable gross income	14 N.J.R. 271(a)	14 N.J.R. 581(a)
18:35-2	Debt liability and tax refunds and rebates	13 N.J.R. 940(a)	14 N.J.R. 474(b)
(Title 18, Transmittal 16 dated January 14, 1981)			
TITLE 19 SUBTITLES A-L—OTHER AGENCIES (Except Casino Control Commission)			
19:1-5	Home improvement loan program	13 N.J.R. 312(b)	13 N.J.R. 529(c)
19:4-3.2	Meadowlands zoning exemptions	14 N.J.R. 231(b)	14 N.J.R. 581(b)
19:4-4.142	Variances and appeals	13 N.J.R. 529(d)	13 N.J.R. 847(d)
19:4-5.17	Meadowlands variances	13 N.J.R. 694(a)	14 N.J.R. 162(b)
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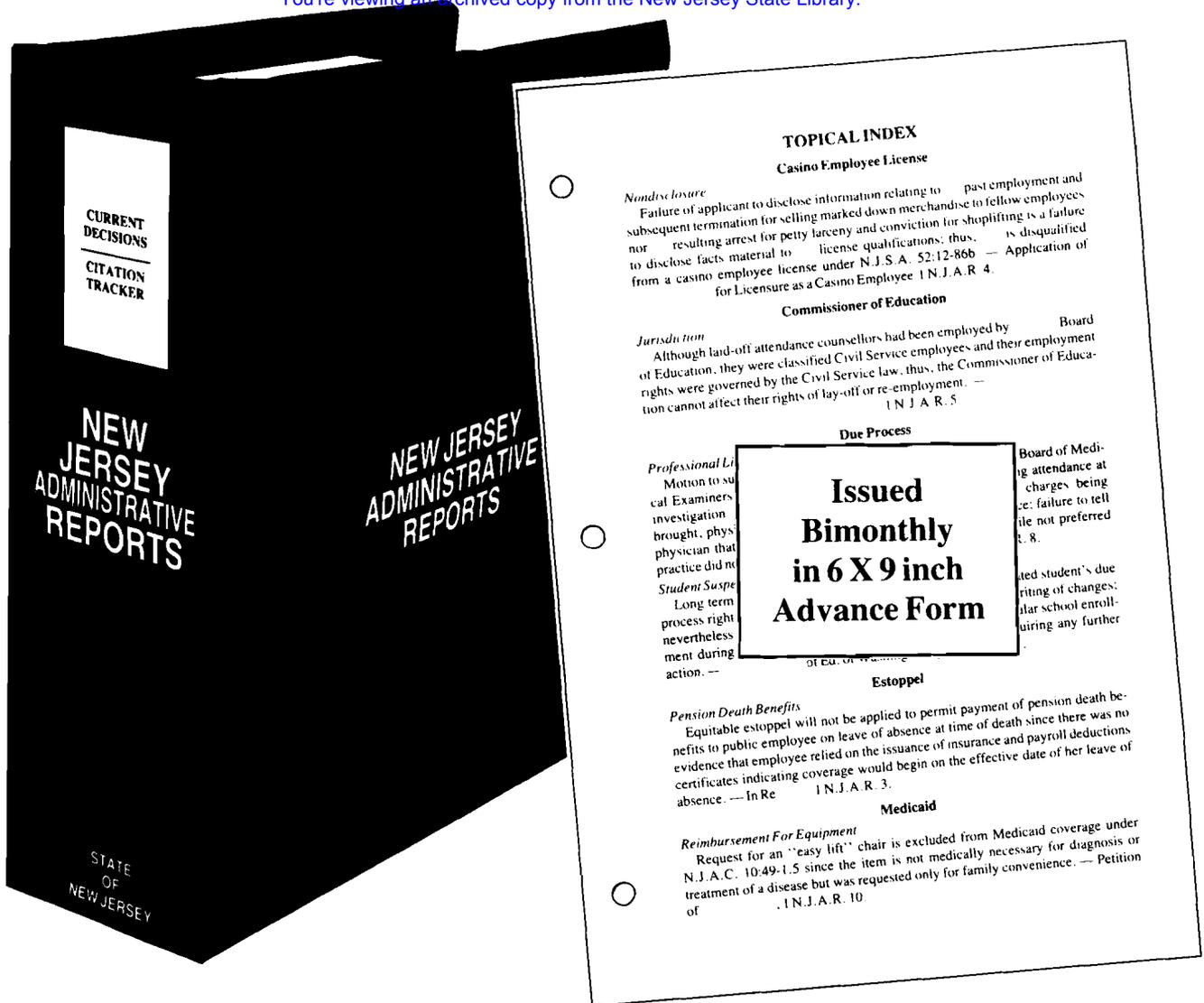
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