

NEW JERSEY REGISTER



Official Publication of the State of New Jersey

WILLIAM T. CAHILL, Governor
Paul J. Sherwin, Secretary of State
Albert E. Bonacci, Director of Administrative Procedure
Peter J. Gorman, Rules Analyst
John K. Barnes, Editor

VOLUME 3 • NUMBER 5
May 6, 1971 • Indexed 3 N.J.R. 73-96
Published monthly • Trenton, New Jersey

IN THIS ISSUE

BANKING

- Commissioner Decreases Interest Rate ... 3 N.J.R. 74(a)
- Mortgage Lender Loans Amended ... 3 N.J.R. 74(b)

COMMUNITY AFFAIRS

- Proposed Plumbing Code Amendments ... 3 N.J.R. 75(a)
- Proposed Housing Inspection Rules ... 3 N.J.R. 75(b)
- Retirement Community Disclosure Rule ... 3 N.J.R. 75(c)
- Hotel Regulation Rule Adopted ... 3 N.J.R. 77(a)

EDUCATION

- School Bus Body Rules Adopted ... 3 N.J.R. 77(b)
- Federal Library Construction Funds ... 3 N.J.R. 77(c)

ENVIRONMENTAL PROTECTION

- Designating A Critical Sewerage Area ... 3 N.J.R. 78(a)
- Oyster Bed Conservation Order ... 3 N.J.R. 78(b)

INSTITUTIONS AND AGENCIES

- Proposed Psychiatric Health Standards ... 3 N.J.R. 79(a)
- Proposed Administration Manual Changes ... 3 N.J.R. 80(a)
- Proposed Assistance Budget Changes ... 3 N.J.R. 81(a)
- Proposed Assistance Manual Changes ... 3 N.J.R. 82(a)
- Special Hospital Services Correction ... 3 N.J.R. 82(b)
- Clinic Services Manual Adopted ... 3 N.J.R. 82(c)
- Hospital Standards Manual Adopted ... 3 N.J.R. 82(d)
- Medical Supply Services Manual ... 3 N.J.R. 82(e)
- Home Health Services Manual ... 3 N.J.R. 83(a)
- Independent Laboratory Manual ... 3 N.J.R. 83(b)
- Availability of Health Services ... 3 N.J.R. 83(c)

LABOR AND INDUSTRY

- Threshold Limit Values Proposal ... 3 N.J.R. 83(d)

LAW AND PUBLIC SAFETY

- Proposed Abandoned Vehicle Rule ... 3 N.J.R. 84(a)
- Proposed Eye Examination Rule ... 3 N.J.R. 84(b)
- Proposed Degree Designation Rule ... 3 N.J.R. 85(a)
- Foreign Medical School Graduates ... 3 N.J.R. 85(b)
- Proposed Certificate Endorsement Rule ... 3 N.J.R. 85(c)
- Proposed Language Examination Rule ... 3 N.J.R. 86(a)
- Proposed Internship Revisions ... 3 N.J.R. 86(b)
- Proposed Registration Endorsement ... 3 N.J.R. 87(a)
- Surplus Military Weapons Purchase ... 3 N.J.R. 87(b)
- Parking at State Capitol Proposal ... 3 N.J.R. 88(a)
- College of Podiatry Rule Adopted ... 3 N.J.R. 89(a)
- Foreign Medical Graduate Rules ... 3 N.J.R. 89(b)

TRANSPORTATION

- Maintenance of Traffic Rules Adopted ... 3 N.J.R. 90(a)

TREASURY

- State Police Retirement Proposal ... 3 N.J.R. 90(b)
- State Investment Council Proposals ... 3 N.J.R. 91(a)

PORT OF NEW YORK AUTHORITY

- Kennedy Airport Parking Lot Charges ... 3 N.J.R. 92(a)

PUBLIC INTEREST News Items - Pages 93-96

NEWS DEADLINE NEXT ISSUE - May 27

NOTICES OF RULE-MAKING ACTIVITIES OF STATE AGENCIES

(a)

BANKING

THE COMMISSIONER

Decreases Interest Rate

James C. Brady Jr., Commissioner of Banking, pursuant to authority of N.J.S.A. 31:1-1, has adopted an emergency regulation decreasing the interest rate from 8% to 7½%, without prior notice or hearing, in accordance with Section 4(c) of the Administrative Procedure Act of 1968 (N.J.S.A. 52:14B-4(c)).

The text of the regulation follows:

INTEREST RATE REGULATION NUMBER 3

Whereas, Section 31: 1-1 of the Revised Statutes provides that the Commissioner of Banking, (hereinafter referred to as "The Commissioner"), with the advice of a Special Advisory Board constituted pursuant to said statute, may by regulation, provide that the value which may be taken for any loan of money, wares, merchandise, goods and chattels, shall be a value more than \$6.00 but not more than \$8.00 for the forbearance of \$100.00 for a year, as shall be prescribed in such regulation, and after that rate for a greater or lesser sum or for a longer or shorter time; and

Whereas, the Commissioner has met with the Special Advisory Board and they have considered the general state of the economy, the discount rate prescribed by the Federal Reserve Bank of New York and the Federal Reserve Bank of Philadelphia, the advance rate as prescribed by the Federal Home Loan Bank of New York, the availability of funds for loans, studies and statistics published by the Federal Home Loan Bank Board and other agencies of the United States and of this State, and other factors and bases for determination which the Commissioner and the said Board deemed pertinent, and the said Board having advised the Commissioner; and

Whereas, it is the opinion of the Commissioner that the rate hereinafter established is necessary, in light of the prevailing market conditions, regionally and nationally;

Now Therefore, in exercise of the authority conferred upon the Commissioner of Banking by Section 31:1-1 of the Revised Statutes as amended by Ch. 55, P.L. 1968, the following regulation is hereby adopted to read as follows:

Interest Rate. The maximum rate of interest to be charged, taken or received, upon a loan or forbearance of any money, wares, merchandise, goods and chattels, consummated on or after April 7, 1971, shall be 7½% per year. Such interest shall be calculated in accord with Section 31:1-1 of the Revised Statutes as amended by Ch. 55, P.L. 1968.

The rate established herein shall remain in force until such time as this regulation is rescinded or until said rate is increased or decreased by a subsequent regulation.

James C. Brady Jr.
Commissioner
Department of Banking

NOTE: A copy of the above regulation was filed April 6, 1971, as R.1971 d.49 (Exempt, Emergency Rule).

(b)

BANKING

NEW JERSEY MORTGAGE FINANCE AGENCY

Making of Loans to Mortgage Lenders And Application of the Proceeds Thereof

On April 9, 1971, Robert A. Watson, Executive Director of the New Jersey Mortgage Finance Agency, pursuant to authority of N.J.S.A. 17:1B-4 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted the amendments to the Rules and Regulations of the New Jersey Mortgage Finance Agency pertaining to the making of loans to mortgage lenders and the application of the proceeds thereof, as proposed in the Notice published March 4, 1971, at 3 N.J.R. 37(a), and corrected April 8, 1971 at 3 N.J.R. 55(e).

The amendments are intended to clarify the rules and regulations of the Agency and do not in any way affect the substance of the rules and regulations.

An order adopting the amendments was filed and effective April 14, 1971, as R.1971 d.50.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

NEW JERSEY REGISTER

The official publication containing notices of proposed rules and rules filed 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.

Material published in the New Jersey Register is the property of the State of New Jersey. It may be copied, reprinted, reproduced or republished by any person for any purpose whatsoever without the permission of the Director of Administrative Procedure. However, no such copy, reprint, reproduction or republication shall bear the legend "New Jersey Register" or "Official" except upon both the written permission and the editorial approval of the Director of Administrative Procedure.

The New Jersey Register is published the first Thursday after the first Monday of each month by the Division of Administrative Procedure of the Department of State, 10 North Stockton Street, Trenton, New Jersey 08608. Telephone: (609) 292-6060.

Subscriptions to the New Jersey Register are available from the Division of Administrative Procedure. Rates, payable in advance, are, one year, \$6, single issue, 50 cents.

(a)

COMMUNITY AFFAIRS

DIVISION OF HOUSING AND URBAN RENEWAL

Proposed Amendments to Plumbing Code of New Jersey

Edmund T. Hume, Commissioner of Community Affairs, pursuant to authority of N.J.S.A. 52:27C-54, 52:27D-21 and 13:1B-7, proposes to amend the Plumbing Code of New Jersey, Part E of the Standard Building Code of New Jersey.

These proposed amendments update specific materials in Table 3.4A and add a new standard for Section E-7.1.1. The proposed amendments have been approved by the Commissioner of Health pursuant to N.J.S.A. 26:3-69.1(2) for adoption by reference by local Boards of Health.

Copies of the complete text of the proposed amendments may be obtained from:

Acting Director
Division of Housing and Urban Renewal
P.O. Box 2768
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 26, 1971, to the Division of Housing and Urban Renewal at the above address.

The Department of Community Affairs, upon its own motion or at the instance of any interested party, may thereafter adopt the amendments substantially as proposed without further notice.

Edmund T. Hume
Commissioner
Department of Community Affairs

(b)

COMMUNITY AFFAIRS

DIVISION OF HOUSING AND URBAN RENEWAL

BUREAU OF HOUSING INSPECTION

Proposed Rules of Practice of Bureau of Housing Inspection

Edmund T. Hume, Commissioner of Community Affairs, pursuant to authority of N.J.S.A. 52:27D-21, 52:14B-1 et seq. and 55:13A-1 et seq., proposes to adopt rules of practice of the Bureau of Housing Inspection.

Such rules of practice are concerned with assisting persons in understanding their responsibilities and rights under the Hotel and Multiple Dwelling Law and to effectuate the proper administration and enforcement of that law. These rules establish definitions, hearing procedures, special time provisions for certain hearings and the construction and application of the rules.

Copies of the complete text of these rules of practice may be obtained from:

Director
Division of Housing and Urban Renewal
P.O. Box 2768
Trenton, N.J. 08625

Interested persons may present statements or arguments in writing relevant to the proposed action on or before June 1, 1971, to the Division of Housing and Urban Renewal at the above address.

The Department of Community Affairs, upon its own motion or at the instance of any interested party, may thereafter adopt the rules substantially as proposed without further notice.

Edmund T. Hume
Commissioner
Department of Community Affairs

(c)

COMMUNITY AFFAIRS

DIVISION OF HOUSING AND URBAN RENEWAL

Retirement Community Full Disclosure Requirements

On April 16, 1971, Joseph N. Ehret, Acting Director of the Division of Housing and Urban Renewal in the Department of Community Affairs, pursuant to authority of N.J.S.A. 45:22A-11(a) and in accordance with applicable provisions of the Administrative Procedure Act of 1968, amended the Retirement Community Full Disclosure Requirements (N.J.A.C., Title 5, Subtitle B, Chapter 17) by adopting Subchapter 6 entitled "Administrative Remedies and Procedures."

The complete text of Subchapter 6 is as follows:

SUBCHAPTER 6. Administrative Remedies and Procedures

6.100 Complaints and Investigations

Any person may at any time file with the Division a complaint concerning any matter subject to the Act and these Regulations; **provided however**, nothing herein shall be construed to limit the Division from conducting on its own initiative and in the absence of any such complaint investigations and inspections pertaining to adherence to the requirements of the Act and Regulations on the part of any person.

6.101 Administrative Orders on Complaints

Upon receipt of a complaint to, or discovery of a violation of these Regulations, by the Division, the Division will notify the offending party of the complaint and the nature thereof and request that within two weeks of receipt of such notice that the offending party provide:

(a) A statement that the cause of the complaint has been removed or abated; or

(b) Refutation in writing that the complaint is proper; or

(c) A statement of intent to correct the violation within a reasonable time.

Within seven days after receipt of such statements or expiration of the two week period, the Division may issue such order as it deems appropriate and necessary.

6.102 Rights to Hearing

Any person aggrieved by such order as may be issued under 6.101 above shall be entitled to a hearing before a hearing examiner designated by the Director.

6.103 Request for a Hearing

(a) An application for a hearing must be filed with the Director within fifteen (15) business days of the receipt by the applicant therefor of the notice or order complained of. Such application must be accompanied by a statement of issues of law and of fact which the applicant asserts

are germane to the application. All other interested parties must file with the Director similar statements of issues at least five days prior to a hearing. Copies of all such statements shall be provided to all parties of interest.

(b) Either party may request a postponement of the hearing date if failure to postpone the hearing would result in undue hardship on either party. The hearing examiner will immediately notify each party of interest of his intended action on any such request; provided that, any such party may file written objection to such action which shall become part of the record of the proceedings on the application.

(c) An indication by either party that a consent order would be acceptable shall be construed as a request for a postponement of the hearing date. Such a postponement may be granted by the hearing examiner if no hardship is imposed on either party and the remedies of the application are preserved; notice of action and right to file objection shall be as provided for in sub-paragraph (b).

6.104 Notice of Hearing

The Division may schedule a hearing whenever such action is deemed appropriate. Not less than seven (7) days prior to the date scheduled for such a hearing, written notice shall be sent by the hearing officer to all interested parties at their last known address. Notice of Hearing shall include:

(a) A statement of the time, place and purpose of the hearing;

(b) A statement of the legal authority and jurisdiction under which the hearing is to be held;

(c) A reference to the particular sections of the Statutes and Regulations involved; and

(d) A short and plain statement of matters asserted.

6.105 Conduct of Hearing and Evidence

(a) Every party shall have the right to present his case or defense by oral and documentary evidence, to submit rebuttal evidence, and to conduct such cross-examination as may be required for a full and true disclosure of facts. The parties shall not be bound by rules of evidence whether statutory, common-law, or adopted by the Rules of Court. All relevant evidence is admissible, except as otherwise provided herein. The presiding officer may in his discretion exclude any evidence if he finds that its probative value is substantially outweighed by the risk that its admission will either (1) necessitate undue consumption of time or (2) create substantial danger of undue prejudice or confusion.

(b) The presiding officer shall give effect to the rules of privilege recognized by law.

(c) Notice may be taken of judicially noticeable facts. In addition, notice may be taken of generally recognized technical or scientific facts within the agency's specialized knowledge. The Division's experience, technical competence, and specialized knowledge may be utilized in the evaluation of the evidence. (Parties shall be afforded an opportunity to contest material facts of which judicial notice is taken.)

(d) Parties shall be notified either before or during the hearing, or by reference in preliminary reports or otherwise, of the matters of notice, including any staff memoranda or data.

6.106 Transcript

A transcript may be taken at the request of any party, at the expense of such party.

6.107 Findings

The Hearing Examiner shall transmit his recommended Report and Decision in writing to the Director within thirty (30) days of the hearing. The recommended report and

decision shall contain findings of fact and conclusions of law and shall be based exclusively on the evidence and on matters officially noticed. The report and decision shall be part of the record of the case and copies of the same shall be delivered or mailed to the parties of interest.

6.108 Stay of Action

A request by the applicant for a stay of notice or order complained of may be granted at the hearing or by the Director pending final determination; provided that, no such stay shall be granted except upon such terms and conditions as will insure compliance with the provisions of the Act and the Regulations.

6.109 Final Report and Order

(a) Opportunity to Object to Recommended Report and Decisions: Each party of record shall be afforded fifteen (15) days in which to file exceptions, objections and replies thereto, and to present argument to the Director in writing or orally.

(b) Time for Issuance of the Hearing Decision: Within fifteen (15) days thereafter the Director shall issue an order in which he may adopt, reject or modify the recommended Report and Decision.

(c) Notice of Final Decision and Order: Parties shall be notified either personally or by mail of any decision or order. Upon request a copy of the decision or order shall be delivered or mailed forthwith by registered or certified mail to each party and to his attorney of record.

(d) Effective Date of Administrative Adjudication: The administrative adjudication of the Director shall be effective on the date of delivery, or on the date of mailing, of the final decision to the parties of record, whichever shall occur first, or shall be effective on any date after the date of delivery or mailing as the Director shall provide by the order of the case. The date of delivery or mailing and the effective date of the order shall be stamped on the face of the decision.

(e) Contents of final decision or order which is adverse to a Party: The final decision or order adverse to a party in a contested case shall be in writing or stated in the record. A final decision shall include findings of fact and conclusions of law, separately stated. Findings of fact, if set forth in statutory language, shall be accompanied by a concise and explicit statement of the underlying facts supporting the findings. If a party submitted proposed findings of fact, the decision shall include a ruling upon each proposed finding.

6.110 Declaratory Rulings

Upon request of any interested party the Director may, in his discretion, make a declaratory ruling with respect to the applicability to any person, property or state of facts of any statute or rule enforced or administered by the Director. A declaratory ruling shall bind the agency and all parties to the proceedings on the state of facts alleged. Full opportunity for hearing shall be afforded to the interested parties. Such ruling shall be deemed a final decision or action subject to review in the Appellate Division of the Superior Court. Nothing herein shall affect the right or practice of the State Administrator in his sole discretion to render advisory opinions.

6.111 Informal Disposition

Nothing herein shall be construed to preclude the State Administrator to dispose of any contested case by stipulation, agreed settlement, or consent order.

A copy of this Subchapter was filed and effective April 21, 1971, as R.1971 d.59 (Exempt, Practice Rule).

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(a)

COMMUNITY AFFAIRS

DIVISION OF HOUSING AND URBAN RENEWAL

BUREAU OF HOUSING INSPECTION

Administration and Enforcement of Regulations For Construction and Maintenance of Hotels And Multiple Dwellings

On April 22, 1971, Edmund T. Hume, Commissioner of Community Affairs, pursuant to the authority of N.J.S.A. 52:27D-21, 52:27C-54 and 13:1B-7 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a rule concerning changes in the administration and enforcement of the regulations for the construction and maintenance of hotels and multiple dwellings.

A synopsis of these changes is as follows:

The fee required for filing of plans, based on estimated total cost of construction, is changed as follows:

- Cost of construction \$10,000 or less\$10.00.
- Cost of construction above \$10,000 \$ 2.50 for each additional \$1,000 or fraction thereof.

This Amendment requires a fee for the Certificate of Occupancy. Such fees are as follows:

(1) For hotels, where the maximum number of units of dwelling space is 20 or less or where the maximum number of occupants thereof is 25 or less, \$150.00; where the number of units of dwelling space is over 20 and not more than 50 or where the maximum number of occupants thereof is not in excess of 100, but greater than 25, \$250.00; and where the number of units of dwelling space is more than 50 or where the maximum number of occupants thereof is greater than 100, \$400.00.

(2) For multiple dwellings, where the maximum number of persons, living independently of each other, that could occupy said units of dwelling space is six or less, \$50.00; where the maximum number of families that could occupy said units of dwelling space is not in excess of 20 but greater than six, \$100.00; where the maximum number of families that could occupy said units of dwelling space is not in excess of 50 but greater than 20, \$200.00; where the maximum number of families that could occupy said units of dwelling space is not in excess of 100 but greater than 50, \$350.00; and where the maximum number of families that could occupy said units of dwelling space is greater than 100, \$500.00.

Under the amended law after July 9, 1970, a fee is required before the Bureau of Housing Inspection can issue a Certificate of Occupancy.

This Amendment requires a fee for inspection. Such fees are as follows:

(1) Multiple Dwellings - A basic fee of \$20.00 for the inspection of the common areas and \$15.00 per unit of dwelling space, provided that the maximum total fee is limited to \$350.00 for each building. In the event there are more than three buildings within a project, the fees for inspection of those buildings in excess of three shall be as follows: the fee for the fourth building shall not exceed 1/2 of the fee which could be charged for such inspection; the fee for the fifth building shall not exceed 1/4 of the fee which could be charged for such inspection; the fee for the sixth and all remaining buildings shall not exceed \$50.00 for each building, provided that in no event shall the total of such fees for all buildings within a project exceed \$1,250.00. A certificate of inspection and the fees there-

for shall not be required more often than once every five years.

(2) Hotels - A basic fee of \$50.00 for the inspection of the common areas and \$10.00 per unit of dwelling space, provided that the maximum total fee is limited to \$350.00 for each building. In the event there are more than three buildings within a project the fees for inspection of those buildings in excess of three shall be as follows: the fee for the fourth building shall not exceed 1/2 of the fee which could be charged for such inspection; the fee for the fifth building shall not exceed 1/4 of the fee which could be charged for such inspection; the fee for the sixth and all remaining buildings shall not exceed \$50.00 for each such building, provided that in no event shall the total of such fees for all buildings within a project exceed \$750.00. A certificate of inspection and the fees therefor shall not be required more often than once every three years.

Copies of the complete text of the rule may be obtained from:

Department of Community Affairs
Bureau of Housing Inspection
Post Office Box 2768
Trenton, New Jersey 08625

A copy of this rule was filed and effective April 23, 1971, as R.1971 d.60 (Exempt, Practice Rule).

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(b)

EDUCATION

STATE BOARD OF EDUCATION

School Bus Body and Equipment Specification Amendments

On April 8, 1971, Carl L. Marburger, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:39-21 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted amendments to the rules and regulations pertaining to school bus body and equipment specifications—doors and emergency windows—as proposed in the Notice published March 4, 1971, at 3 N.J.R. 37(b).

An order adopting these amendments was filed and effective April 15, 1971, as R.1971 d.51.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(c)

EDUCATION

STATE BOARD OF EDUCATION

Rules Concerning Federal Funds For Public Library Construction

On April 8, 1971, Carl L. Marburger, Commissioner of Education and Secretary of the State Board of Education, pursuant to authority of N.J.S.A. 18A:73-39 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules pertaining to the supervision and administration of Federal funds to assist in the construction of new public library buildings and the acquisition, expansion or rehabilitation of existing buildings in

accordance with the provisions of the Library Services and Construction Act, Public Laws 84:597 and 88-269, and Amendments of P.L. 89-511 and P.L. 90-154, as proposed in the Notice published March 4, 1971, at 3 N.J.R. 38(a).

These rules are not to be interpreted as being standards, but are minimum requirements for participation in the Federal grant program and provide only for basic services.

An order adopting these rules was filed and effective April 19, 1971, as R.1971 d.53.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(a)

**ENVIRONMENTAL PROTECTION
DIVISION OF WATER RESOURCES
BUREAU OF WATER POLLUTION CONTROL**

**Proposed Rules Designating A
Critical Area for Sewerage Purposes**

Richard J. Sullivan, Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 58:11-23 et seq., proposes to adopt regulations concerning the designation of certain areas as critical areas for sewerage purposes. The complete text of the regulations is as follows:

**REGULATIONS GOVERNING INSTALLATION OF
SEWERAGE FACILITIES IN CRITICAL AREAS**

1. The Critical Area for sewerage purposes shall include all those areas in Monmouth, Ocean, Atlantic, and Cape May Counties, and those portions of Burlington County adjoining the Mullica River and its tributaries, lying between any tidal waterway and elevation 10 feet above the mean sea level datum of 1929.

2. On-site Sewage Disposal Systems

(a) No person shall hereafter construct or install an on-site sewage disposal system on filled lands within the critical area.

(b) No person shall hereafter construct or install an on-site sewage disposal system on any other lands within the critical area until approval has first been obtained in writing from the State Department of Environmental Protection.

In reviewing plans for such systems and in determining conditions under which such plans may be approved, the Department of Environmental Protection shall give due consideration to subsoil conditions, drainage, lot sizes, and strict compliance with the Standards for the Construction of Sewerage Facilities for Realty Improvements promulgated pursuant to the authority of "The Realty Improvement Sewerage and Facilities Act (1954)."

3. Sewerage Treatment Facilities Discharging Into Surface Waters

Sewerage facilities proposed to be constructed in the critical area and discharging into surface waters shall conform to the design prescribed for all sewerage facilities in this State under existing law and regulations promulgated thereunder.

In reviewing plans for such facilities and in determining conditions under which such plans may be approved, the Department of Environmental Protection shall give due consideration to community development of comprehensive regional facilities in order to be assured insofar as practicable that all proposed sewerage works shall conform

to reasonable contemplated development of comprehensive community or regional sewerage facilities, in accordance with N.J.S.A. 58:12-3.

Copies of the proposed regulations may be obtained from:

Bureau of Water Pollution Control
Division of Water Resources
Room 403
Health-Agriculture Building
John Fitch Plaza
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed action to the Division of Water Resources at the above address prior to June 8, 1971.

A public hearing on the proposed action will be held on June 8, 1971, beginning at 10:00 a.m. at the Edison Hall Number One Theatre, Monmouth College, Route 71, West Long Branch, New Jersey.

The Department of Environmental Protection, upon its own motion or at the instance of any interested party, may thereafter adopt the regulations substantially as proposed without further notice.

Richard J. Sullivan
Commissioner
Department of Environmental Protection

(b)

**ENVIRONMENTAL PROTECTION
THE COMMISSIONER**

Conservation Order on Oyster Beds

Richard J. Sullivan, Commissioner of Environmental Protection, pursuant to authority of N.J.S.A. 50:1-5, on March 9, 1971 executed a Conservation Order regarding the opening of certain oyster beds. The following is a complete text of the conservation order:

OPENING CERTAIN BEDS

Whereas, the Maurice River Cove Section of the Shell Fisheries Council and the Oyster Research Laboratory have recommended that certain of the shellfish beds in the tidal waters of the Delaware River, Delaware Bay and tributaries can be opened to the taking of shellfish without harmful effects on conservation, and

Pursuant to the recommendations of the aforementioned, which I have examined and feel to be correct and in the best interests of conservation, and

Pursuant to the powers vested in me by the statutes in such case made and provided.

It is hereby ordered that, beginning April 1, 1971, the following beds be opened for the taking of oysters and shall remain open until further notice:

Back Creek beds at the mouth of Back Creek and Back Creek from the mouth thereof to the south bank of the mouth of Tweed Creek.

Each working day shall open at 7:00 a.m. and close at 3:00 p.m. Eastern Standard Time or Eastern Daylight Time, whichever prevails.

This order shall take effect April 1, 1971.

Richard J. Sullivan
Commissioner
Department of Environment Protection

NOTE: A copy of the Order was filed with the Division of Administrative Procedure on April 22, 1971 as a document not subject to codification.

(a)

INSTITUTIONS AND AGENCIES

DIVISION OF COMMUNITY AND PROFESSIONAL SERVICES

BUREAU OF COMMUNITY INSTITUTIONS

Proposed Standards for Inpatient (Psychiatric) Component of a Comprehensive Community Mental Health Center

The State Board of Control, pursuant to authority of N.J.S.A. 30:11-1 et seq., proposed at its meeting held on March 24, 1971 to adopt the following new standards for Inpatient (Psychiatric) Component of a Comprehensive Community Mental Health Center:

I. GENERAL

The following proposed standards are applicable to all inpatient (psychiatric) components of a comprehensive community mental health center when such a component is provided by an agency other than a licensed or approved hospital facility.

II. DEFINITIONS

A. A comprehensive community mental health center must offer at least five essential elements defined in P.L. 91-211.

1. Outpatient Care - A service established and maintained for the examination, diagnosis, care or treatment, on an outpatient basis of patients or individuals thought to be suffering from mental illness, mental retardation or emotional disorder.

2. Inpatient Care - A facility providing inpatient care for the mentally ill.

a. Psychiatric Hospital - A public or privately sponsored non-profit hospital where the primary concern is to provide inpatient care and treatment to the mentally ill.

b. Psychiatric Unit of a General Hospital - A unit of beds set up and staffed specifically for psychiatric patients. The unit or beds must be physically separated from other hospital beds or in a separate building, wing or floor of the hospital.

3. Partial Hospitalization (day and/or night care service) - A physically separate and identifiable facility whose primary purpose is to provide a planned program of milieu therapy and other treatment modalities. The service is designed for patients who spend only part of a 24-hour period in the facility.

4. Emergency Care - A 24-hour per day service which is available within at least one of the first 3 services listed (i.e. inpatient service, outpatient service, or partial hospitalization). This would require 24-hour walk-in service; 24-hour telephone service; and a service for suicide prevention.

5. Consultation and Education - A service provided through consultation or training to staffs of community agencies.

a. Consultation - A contractual relationship, implied or actual, with another professional person or group in which the consultant uses his special skills and knowledge with the goal of expediting solutions to problems presented by the consultee.

b. Education - In-service training to staffs of community agencies. Those activities which are planned to instruct the workers of other agencies or professional groups about the mental health aspects of their work. The focus is on the teaching of mental health principles and/or techniques.

B. A mental health center must serve the population in the service area as delineated and approved by the Department.

C. The services of the inpatient component must integrate with the services of the other center components to insure continuity of patient care.

D. The inpatient service of a community mental health center must provide a 24-hour a day therapeutic milieu for those persons who need full-time care. The inpatient unit must be a physically separate and identifiable unit and staffed specifically for psychiatric patients and providing appropriate security measures.

III. CONDITIONS

A. There shall be established a governing board responsible for the community mental health center program.

B. The medical responsibility for every patient shall be vested in a physician licensed to practice medicine in New Jersey and shall be available and on call for emergencies at all times.

C. A qualified psychiatrist who is American Board eligible or certified and serves at least 20 hours per week shall be responsible for the clinical program.

D. A contractual agreement shall be executed between the center and a licensed general hospital for the provision of medical surgical services for all patients admitted to the inpatient component.

E. Admission for inpatient care shall be contingent upon a complete medical examination, including laboratory and x-ray studies as indicated.

F. No proposal shall be presented to the Hospital Licensing Board unless it has Federal approval and that of the Division of Mental Health and Hospitals. The number of psychiatric beds recommended should be equal to a minimum of one bed per 10,000 population of the service area. This figure is relative and a specific service area's need for inpatient beds will vary. However, it is recommended that no unit be less than 20 beds inasmuch as experience indicates that it is not economically feasible to have less than 20 beds.

G. Staff of inpatient units shall include, besides a qualified psychiatrist, specialists from the areas of psychology, social work, nursing, rehabilitation, counseling, occupational therapy and/or recreation and mental health aides.

H. It is recommended that a nursing unit be limited to 30 beds. Each nursing unit shall be under the direction of a registered nurse who has special training in psychiatric nursing. There shall be a registered nurse on duty at all times and such additional nursing staff as necessary to meet program needs.

I. The services of the various professional disciplines shall be integrated through regular staff meetings and other conferences initiated for the purpose of planning and the treatment of patients.

J. Inpatient services shall be available to all patients who need psychiatric care. Admission to the component shall be based on the treatment needs of the patient and the component's capacity to provide the necessary treatment. If services are offered to children, provision shall be made for a separate unit.

K. The inpatient component shall meet existing construction standards of the United States Public Health Service and applicable requirements of State regulations for the operation of general hospitals.

L. When electro-insulin or other type of convulsive therapy is rendered, specially trained personnel shall be provided and properly equipped treatment and recovery rooms shall be available.

M. Annual inspection and evaluation of the inpatient component shall be conducted by the Division of Mental Health and Hospitals in collaboration with the Bureau of Community Institutions and the Bureau of Medical Facility Construction and Planning for the purposes of determining the components' conformity with these standards for State licensure.

N. These standards shall not be retroactive in reference to minimum bed capacity.

The proposed standards shall be applicable to all existing and new facilities licensed as an inpatient (psychiatric) component of a comprehensive community mental health center.

Interested persons may present statements or arguments in writing relevant to the proposed action to the Office of the Commissioner, Department of Institutions and Agencies, 135 West Hanover Street, Trenton, N.J. 08625, on or before May 26, 1971.

The State Board of Control, upon its own motion or at the instance of any interested party, may thereafter adopt the standards substantially as proposed without further notice.

Lloyd B. Wescott
President
State Board of Control
Department of Institutions and Agencies

(a)

INSTITUTIONS AND AGENCIES

DIVISION OF PUBLIC WELFARE

Proposed Amendments in the Manual of Administration

Lloyd W. McCorkle, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 44:10-3 and 44:7-6, proposes to amend the Manual of Administration by deleting those sections relating to eligibility in the program of Assistance for Dependent Children, in situations where such children are living with both parents and eligibility is based upon the unemployment of the father or the insufficient earnings of the parents.

Such amendments are proposed to become effective only if and when so required by the enactment of legislation now pending. The amendments are as follows (deletions indicated in brackets [thus]):

2280. FACTORS APPLICABLE IN ASSISTANCE FOR DEPENDENT CHILDREN ONLY

.2 Definitions

a. The term "dependent child" is defined in State law, means a needy child of eligible age who is living in New Jersey with a parent or other enumerated relative, and who has been "deprived of parental support or care by reason of the death, continued absence from the home, physical or mental incapacity of a parent. [or, when living with both parents, has been deprived of a parental support or care by reason of the unemployment of his father or the insufficient earnings of his parents.]"

2281. Deprivation of Parental Support or Care

The statutory definition of "dependent child" sets forth two eligibility factors - economic "need" and "deprivation of parental support or care." These two factors are not necessarily identical although they frequently co-exist. (A child who lacks support by a natural or adoptive parent may have some other source of support and therefore not be in "need.") The law requires that both "need" and

"deprivation of parental support or care" must be demonstrated as existing in the individual case. Furthermore, it must be demonstrated that the "deprivation" is the result of one of the factors of death, continued absence from the home, physical or mental incapacity of a natural or adoptive parent. [or, (when living with both parents) the unemployment of the father or the insufficient earnings of the parents.]

NOTE: The following section has been deleted in its entirety.

2281. [Deprivation of Parental Support or Care

.4 Unemployment

a. The Eligibility Factor

For purposes of public assistance in New Jersey an eligible child, when living with both natural or adoptive parents, may be found to be deprived of parental support or care by reason of the unemployment of his father.

b. Unemployment Defined

"Unemployment" is defined as being employed less than 35 hours a week, or less than the number of hours considered by the industry to be full time for the job, whichever is less.

c. Procedures for Determination of Unemployment

1) Determining Eligibility

In determining eligibility for assistance or continuance of assistance, it must be established that the father:

a) has been unemployed within the definition set forth for "Unemployment";

b) is actively seeking full employment;

c) is currently registered or, will register with the Division of Employment Security within five (5) days of date of application;

d) will, if appropriate, within 30 days after the receipt of assistance, be referred for participation in the Work Incentive Program; and

e) has not, without good cause, refused a bona fide offer of employment or training for employment.

(1) Before it is determined that a father has refused a bona fide offer of employment or training for employment without good cause, CWB must establish that such an offer was actually made. The father shall be given an opportunity to explain why such an offer was not accepted. Questions with respect to the following factors must be resolved:]

(a) that there was a definite offer of employment at wages, meeting and applicable minimum wage requirements and which are customary for such work in the community;

(b) the father's inability to engage in such employment for physical reasons or because he has no way to get to or from the particular job; and

(c) working conditions, such as risks to health, safety, or lack of workmen's compensation protection.

(2) In the case of offers of employment made through the public employment or Manpower agencies, the determination as to whether the offer was bona fide, or whether there was good cause to refuse it, will be made by that office or agency.

2) Client Refusal of Employment or Training

When it has been determined that an applicant or a recipient has refused to seek employment or has refused to accept a bona fide offer of employment or training for employment, the needs of such father shall not be included in the grant.

d. Special Criteria for Federal Recipient Count

For purposes of Federal matching of assistance payments based on "Unemployment," the following criteria must be met:

1) The father has been unemployed (See 2281.4 b. for definition) for at least 30 days prior to the receipt of public assistance and is currently registered with the Division of Employment Security.

2) The father has not, without good cause, within such 30-day period prior to the receipt of public assistance, refused a bona fide offer of employment or training for employment. [See 2281.4 c. 1) e)]

3) The father has (i) six or more quarters of work* (see note below) within any 13-calendar-quarter period ending within one year prior to the application for such aid, or (ii) within such one-year period, received unemployment compensation under an unemployment compensation law of a State or of the United States, or was qualified** (see note below) for such compensation under the State's unemployment compensation law.]

4) The father has not received unemployment compensation under an unemployment compensation law of a State or of the United States for any week for which he has also received a grant of assistance.

5) The father will, within 30 days after the receipt of assistance, be referred for participation in the Work Incentive Program; or, if he resides in a county that does not have such a program, will be referred to the local office of the Division of Employment Security for participation in a manpower training program.

6) If an application is made within six months after the effective date of this program (January 1, 1969) in accordance with the provisions set forth above, [1) through 5)] the father will be considered to have met the requirements of d. 3) above, if he met such requirements at any time after April 1961 and prior to the date of such application.

Notes: * A "quarter of work" with respect to any individual means a period (of three consecutive calendar months ending on March 31, June 30, September 30, or December 31) in which he received earned income of not less than \$50, or in which he participated in a community work and training program under section 409 of the Act or any other work and training program subject to the limitations in such section 409, (Title V projects) or the Work Incentive Program established under Part C of Title IV of the Act.

** An individual shall be deemed "qualified" for unemployment compensation under the State's unemployment compensation law if he would have been eligible to receive such benefits upon filing application, or he performed work not covered by such law which, if it had been covered, would (together with any covered work performed) have made him eligible to receive such benefits upon filing application.]

.5 Insufficient Earnings of Both Natural or Adoptive Parents

a. The Eligibility Factor

For purposes of public assistance in New Jersey a child, when living with both natural or adoptive parents, may be found to be deprived of parental support or care by reason of insufficient earnings of his parents. [Assistance granted in such cases is not subject to Federal matching.]

b. Insufficient Earnings Defined

"Insufficient earnings, is defined as the father being employed that number of hours considered by the industry to be full time for the job and his earnings combined with the earnings, if any, of the mother is less than the amount necessary to meet the needs of the family in accordance with standards set forth in the Categorical Assistance Budget Manual.

c. Procedures for Determination of Insufficient Earnings

1) Determining Eligibility

In determining eligibility for assistance or continuance of assistance, it must be established that the father:

a) comes within the definition of "Insufficient Earnings";

b) if employed in an occupation in which his earnings are not equal to his potential, is or will be registered with the Division of Employment Security; and

c) has not without good cause refused a bona fide offer of employment with increased earnings or training for employment which may lead to increased earnings. [See 2281.4 c. 1) e)]

2) Client Refusal of Employment or Training

The needs of the father shall not be included in the assistance grant when:

a) it has been determined that he has refused to seek employment or has refused to accept a bona fide offer of employment or training for employment; or

b) if employed in an occupation in which his earnings are not equal to his potential, refuses to register with the Division of Employment Security.]

Interested persons may present statements or arguments in writing relevant to the proposed amendments on or before May 27, 1971, to the Division of Public Welfare, 129 E. Hanover Street, Trenton, New Jersey, 08625.

The Department of Institutions and Agencies, upon its own motion or at the instance of any interested party, may thereafter adopt the proposed amendments substantially as set forth without further notice.

Lloyd W. McCorkle

Commissioner

Department of Institutions and Agencies

(a)

INSTITUTIONS AND AGENCIES

DIVISION OF PUBLIC WELFARE

Proposed Revisions of Categorical Assistance Budget Manual

Lloyd W. McCorkle, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 44:7-6 and 44:103-3, proposes to delete in its entirety the Categorical Assistance Budget Manual and in place thereof adopt the Financial Assistance Manual. This manual establishes the public assistance allowances for individuals and families, methods for evaluating the resources available to such persons, procedures for determining the amount of the assistance grant and the amount of and criteria for payments additionally allowable for recognized services and for emergency assistance.

Copies of the complete text of the proposed manual may be obtained from:

Division of Public Welfare
129 East Hanover Street
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed manual to the Division of Public Welfare at the above address, on or before May 27, 1971.

The Department of Institutions and Agencies, upon its own motion or at the instance of any interested party, may thereafter adopt the manual substantially as proposed without further notice.

Lloyd W. McCorkle

Commissioner

Department of Institutions and Agencies

(a)

INSTITUTIONS AND AGENCIES

DIVISION OF PUBLIC WELFARE

Proposed Manual on Assistance To Families of the Working Poor

Lloyd W. McCorkle, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 44:10-3 and 44:7-6, proposes to adopt a manual of rules and regulations governing a program to be known as Assistance to Families of the Working Poor in the event legislation now pending to establish such a program is enacted.

The proposed manual is concerned with providing financial assistance and services to families with children in which both parents are present in the home and otherwise meet eligibility criteria by virtue of inadequate income for the support of the family.

Copies of the complete text of the proposed manual may be obtained from:

Division of Public Welfare
129 E. Hanover Street
Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed manual on or before May 27, 1971, to the Division of Public Welfare at the above address.

The Department of Institutions and Agencies, upon its own motion or at the instance of any interested party, may thereafter adopt the manual substantially as proposed without further notice.

Lloyd W. McCorkle
Commissioner
Department of Institutions and Agencies

(b)

INSTITUTIONS AND AGENCIES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Correction of Typographical Errors

Take notice that the title of the Notice published April 8, 1971, at 3 N.J.R. 63(a) should have read "Manual for Special Hospital Services" and indication given that this manual was adopted substantially as proposed in the Notice published February 4, 1971, at 3 N.J.R. 24(c) rather than 3 N.J.R. 24(b).

The order adopting this manual of rules and regulations was filed and effective March 25, 1971, as R.1971 d.42.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(c)

INSTITUTIONS AND AGENCIES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Independent Clinic Services Manual

On April 7, 1971, Lloyd F. McCorkle, Commissioner of

Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a manual of rules and regulations governing Independent Clinic service participation in the New Jersey Health Services Program as proposed in the Notice published March 4, 1971, at 3 N.J.R. 42(b).

The manual is concerned with the provision of Independent Clinic services available to eligible recipients of the New Jersey Health Services Program. The manual establishes definitions, general policies and procedures for authorization and billing for eligibility to obtain reimbursement under the New Jersey Health Services Program.

An order adopting this manual was filed and effective April 21, 1971, as R.1971 d.54.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(d)

INSTITUTIONS AND AGENCIES

DIVISION OF COMMUNITY AND PROFESSIONAL SERVICES

BUREAU OF COMMUNITY INSTITUTIONS

Revised Manual of Standards For Hospital Facilities

On March 26, 1971, the State Board of Control of the Department of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:11-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a revised Manual of Standards for Hospital Facilities substantially as proposed in the Notice published November 5, 1970 at 2 N.J.R. 91(a).

An order adopting this manual was filed and effective March 31, 1971, as R.1971 d.48.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(e)

INSTITUTIONS AND AGENCIES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Medical Supply Services Manual

On April 7, 1971, Lloyd W. McCorkle, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a manual of rules and regulations governing Medical Supply service participation in the New Jersey Health Services Program as proposed in the Notice published March 4, 1971, at 3 N.J.R. 43(b).

The manual is concerned with the provision of Medical Supply services available to eligible recipients of the New Jersey Health Services Program. The manual establishes definitions, general policies and procedures for authoriza-

tion and billing for eligibility to obtain reimbursement under the New Jersey Health Services Program.

An order adopting this manual was filed and effective April 21, 1971, as R.1971 d.55.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(a)

INSTITUTIONS AND AGENCIES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Home Health Services Manual

On April 7, 1971, Lloyd W. McCorkle, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a manual of rules and regulations governing Home Health service participation in the New Jersey Health Services Program as proposed in the Notice published March 4, 1971, at 3 N.J.R. 42(a).

The manual is concerned with the provision of Home Health Services available to eligible recipients of the New Jersey Health Services Program. The manual establishes definitions, general policies and procedures for authorization and billing for eligibility to obtain reimbursement under the New Jersey Health Services Program.

An order adopting this manual was filed and effective on April 21, 1971, as R.1971 d.56.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(b)

INSTITUTIONS AND AGENCIES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Independent Laboratory Services Manual

On April 7, 1971, Lloyd W. McCorkle, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted a manual of rules and regulations governing Independent Laboratory service participation in the New Jersey Health Services Program as proposed in the Notice published March 4, 1971, at 3 N.J.R. 43(a).

The manual is concerned with the provision of Independent Laboratory services available to eligible recipients of the New Jersey Health Services Program. The manual establishes definitions, general policies and procedures for authorization and billing for eligibility to obtain reimbursement under the New Jersey Health Services Program.

An order adopting this manual was filed and effective April 21, 1971, as R.1971 d. 57.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(c)

INSTITUTIONS AND AGENCIES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Availability of Health Services Program Policy Issuances

On April 7, 1971, Lloyd W. McCorkle, Commissioner of Institutions and Agencies, pursuant to authority of N.J.S.A. 30:4D-1 et seq. and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules pertaining to the availability of Health Services Program policy issuances as proposed in the Notice published March 4, 1971, at 3 N.J.R. 44(a).

An order adopting these rules was filed and effective April 21, 1971, as R.1971 d. 58.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(d)

LABOR AND INDUSTRY

BUREAU OF ENGINEERING AND SAFETY

Proposed Revision to Regulations On Threshold Limit Values

Charles Serraino, Commissioner of Labor and Industry, pursuant to authority of N.J.S.A. 34:6A-9 (The Worker Health and Safety Act), proposes to revise in its entirety N.J.A.C. 12:131 entitled "Threshold Limit Values."

The purpose of this Chapter is to protect the health and safety of employees by establishing threshold limit values for toxic vapors, gases, fumes, mists and dusts which may be present in the atmosphere in a place of employment. This chapter is necessary to implement the purposes of the Worker Health and Safety Act.

This Chapter establishes Threshold Limit Values for various toxic substances which may be present in the atmosphere in places of employment. The values, which are contained in this Chapter, are taken from the Threshold Limit Values of Airborne Contaminants for 1970, adopted by the American Conference of Governmental Industrial Hygienists.

Copies of the proposed Chapter may be obtained from:
Department of Labor and Industry
Bureau of Engineering and Safety
P. O. Box 709
Trenton, New Jersey 08625

Interested persons may present statements or arguments, orally or in writing, relevant to the proposed action at a public hearing in Room 1208, Labor and Industry Building, John Fitch Plaza, Trenton, New Jersey, at 10:00 AM on Tuesday, June 8, 1971.

Any person wishing to present statements or arguments will be required to give his name and address. Any person who wishes to present statements or arguments on behalf of an organization must present written evidence that he is authorized to represent such an organization. A verbatim transcript of testimony will be made by a Certified Court Reporter. Any person desiring a record of the transcript may make arrangements with the reporter to purchase a copy.

The proposed revision to Chapter 131, as proposed or

as changed by the Commissioner after the public hearing, may be promulgated by the Commissioner 90 days following delivery to the Industrial Safety Board, to be effective on such date as the Chapter shall provide, unless disapproved by the majority of the Board, and if so disapproved, such chapter shall not become effective. The Commissioner shall call a meeting of the Industrial Safety Board for the purpose of discussing the proposed Chapter and disapproval shall be by a vote of the majority of the members of the Board.

The Commissioner proposes to adopt this revised Chapter to become effective January 1, 1972.

Charles Serraino
Commissioner
Department of Labor and Industry

(a)

LAW AND PUBLIC SAFETY

DIVISION OF MOTOR VEHICLES

Proposed Regulation Governing Classes Of Abandoned Vehicles in New Jersey

Ronald M. Heymann, Director of the Division of Motor Vehicles, pursuant to authority of N.J.S.A. 39:10A-6, proposes to adopt a regulation governing certain classes of abandoned vehicles in New Jersey.

The complete text of the regulation is as follows:

Whenever a motor vehicle, the model year of which is six years old or older, has been so deteriorated, damaged or stripped of useable parts as to be rendered to scrap and is no longer a motor vehicle, is found abandoned by a public agency on a highway or other public property, or on any private property without the consent of the owner or other person in charge of the private property, a designated official of the public agency is authorized to certify the same as "motor vehicle scrap".

Hereafter, the "motor vehicle scrap" may be sold or otherwise disposed of and removed to a licensed motor vehicle dealer or to a scrap processing company. Said disposition shall be accomplished without the need for title papers, Certificate of Ownership, Junk Title Certificate, or any further certification or verification from the Division of Motor Vehicles, or notification to the owner thereof or advertisement for sale.

No such motor vehicle scrap shall be removed from private property without the consent of the owner of the private property or his agent. Upon disposition of the motor vehicle scrap by a public agency, the vehicle identification number thereof and any motor vehicle registration plate attached thereto shall be destroyed or obliterated.

The certification as "motor vehicle scrap" shall include a picture thereof and shall be made on such form and in such detail as prescribed by the Director of the Division of Motor Vehicles. Each such certification and the name and address of the party purchasing or otherwise receiving the "motor vehicle scrap", and the terms of transfer thereof, shall be kept by the public agency as a public record for a period of two years.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 26, 1971, to:

Division of Motor Vehicles
Office of the Deputy Director
25 South Montgomery Street
Trenton, New Jersey 08625

The Division of Motor Vehicles, upon its own motion or at the instance of any interested party, may thereafter adopt the regulation substantially as set forth above without further notice.

Ronald M. Heymann
Director
Division of Motor Vehicles
Department of Law and Public Safety

(b)

LAW AND PUBLIC SAFETY

DIVISION OF PROFESSIONAL BOARDS

STATE BOARD OF MEDICAL EXAMINERS

Proposed Rule Pertaining to Minimum Eye Examination

The State Board of Medical Examiners, pursuant to authority of N.J.S.A. 45:9-1 et seq., proposes to adopt a new rule entitled "Minimum Eye Examination." The complete text of the new rule is as follows:

A physician licensed to practice medicine and surgery in the State of New Jersey, in performing an examination of a patient's eye for either ocular pathology or for correction of a possible visual deficiency shall be required to perform completely the following minimum eye examination and shall keep a record of the following conditions of every patient so examined.

1. Complete history relating to ocular conditions
2. Naked visual acuity for each eye
3. Detailed report of the external findings
4. Ophthalmoscopic examination (media, fundus, blood vessels, disc)
5. Visual fields (confrontation)
6. Visual fields, central (after age 40)
7. Tonometry on all patients over 40 years of age unless contra-indicated.

For those patients who are to be given a prescription for corrective lenses, the following additional tests shall be made:

8. Static retinoscopy
9. Amplitude of conversion and accommodation
10. Phoria and duction findings; horizontal and vertical, distance and near
11. Subjective findings
12. Fusion
13. Stereopsis
14. Color vision
15. Prescription given and visual acuity obtained

Violation of the above ruling may subject the licensee to a suspension or revocation of his license to practice medicine and surgery in accordance with N.J.S.A. 45:9-16(h).

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 31, 1971, to the office of the State Board of Medical Examiners, 28 West State St., Trenton, New Jersey, 08625.

After full consideration of all submissions respecting the proposed action, the State Board of Medical Examiners, upon its own motion or at the instance of any interested party, may thereafter adopt the rule substantially as proposed without further notice.

John F. Kustrup
Secretary
State Board of Medical Examiners

(a)

LAW AND PUBLIC SAFETY
DIVISION OF PROFESSIONAL BOARDS
STATE BOARD OF MEDICAL EXAMINERS

Proposed New Rule On Degree Designation

The State Board of Medical Examiners, pursuant to authority of N.J.S.A. 45:9-1 et seq., proposes to adopt a new rule entitled "Degree Designation". The complete text of the new rule is as follows:

A physician licensed to practice medicine and surgery in the State of New Jersey shall identify himself only by that degree designation (M.D. or D.O.) which is imprinted on the license issued to said person by the Board; e.g., John Doe, M.D., or John Doe, D.O.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 31, 1971, at the office of the State Board of Medical Examiners, 28 West State St., Trenton, New Jersey 08625.

After full consideration of all submissions respecting the proposed action, the State Board of Medical Examiners, upon its own motion or at the instance of any interested parties, may thereafter adopt the rule substantially as proposed without further notice.

John F. Kustrup
Secretary
State Board of Medical Examiners

(b)

LAW AND PUBLIC SAFETY
DIVISION OF PROFESSIONAL BOARDS
STATE BOARD OF MEDICAL EXAMINERS

Proposed Rule on Endorsement of Foreign Medical School Graduates

The State Board of Medical Examiners, pursuant to authority delegated in N.J.S.A. 45:9-1 et seq., proposes to adopt a new rule on endorsement of foreign medical school graduates and to repeal any rules inconsistent therewith.

The following is the complete text of the proposed rule:

A graduate of a foreign medical school shall not be eligible for licensure by endorsement, but by examination only,

Provided, however, that the Board of Medical Examiners may, in its discretion, admit to licensure by endorsement a graduate of a foreign medical school who in addition to fulfilling the requirements demanded for admission to examination, except for the requirement of internship, holds a full license to practice medicine and surgery in any state of the United States for a period of not less than ten years and who has either:

1. engaged in the practice of medicine and surgery in a reputable manner in the state or states of his licensure for not less than ten years, or
2. while licensed in a sister state for not less than ten years has practiced medicine and surgery in a New Jersey state or county institution or a Federal facility of the

United States on a full time basis for a period of not less than ten years, in lieu of private practice.

The New Jersey State Board of Medical Examiners may admit to examination for medical and surgical licensure any foreign medical school graduate who has been employed on a full time basis in a New Jersey state or county institution, in accordance with N.J.S.A. 45:9-21(n) for a period of not less than ten years.

All rules of the Board inconsistent with the rule are hereby repealed.

Interested persons may present statements or arguments in writing relevant to the proposed action at the office of the State Board of Medical Examiners, 28 West State Street, Trenton, New Jersey, on or before May 31, 1971.

After full consideration of all statements and arguments presented, the State Board of Medical Examiners, upon its own motion or at the instance of any interested party, may thereafter adopt the rule substantially as proposed without further notice.

John F. Kustrup
Secretary
State Board of Medical Examiners

(c)

LAW AND PUBLIC SAFETY
DIVISION OF PROFESSIONAL BOARDS
STATE BOARD OF MEDICAL EXAMINERS

Proposed Rule on Endorsement of Certificates Of the National Boards of Medical Examiners, Podiatric Examiners and Osteopathic Examiners

The State Board of Medical Examiners, pursuant to authority of N.J.S.A. 45:9-2, proposes to adopt a new rule on endorsement of Certificates of the National Board of Medical Examiners, National Board of Podiatric Examiners and the National Board of Osteopathic Examiners and to repeal any rules inconsistent therewith.

The complete text of the rule reads as follows:

Certification of the National Boards of Medical Examiners, Podiatric Examiners and Osteopathic Examiners, certifying that the applicant has obtained a passing score on said examination in each and every subject is hereby accepted for licensure by endorsement.

All rules of the Board inconsistent with this rule are hereby repealed.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 31, 1971 at the office of the State Board of Medical Examiners, 28 West State Street, Trenton, New Jersey 08625.

After full consideration of all submissions pertaining to the proposed rule, the State Board of Medical Examiners, upon its own motion or at the instance of any interested party, may thereafter adopt the rule substantially as proposed without further notice.

John F. Kustrup
Secretary
State Board of Medical Examiners

(a)

LAW AND PUBLIC SAFETY

DIVISION OF PROFESSIONAL BOARDS

STATE BOARD OF NURSING

Proposed New Rule Regarding Language Comprehension Examination

The State Board of Nursing, pursuant to authority of N.J.S.A. 45:11-26, proposes to adopt a new rule entitled "Language Comprehension Examination" (N.J.A.C. 13:37-3.8). The complete text of the new rule is as follows:

All foreign professional nurse candidates from non-English speaking countries, prior to being granted a permission to work letter or licensure as a professional or practical nurse in this State shall successfully complete with a minimum score of 447 the TEST OF ENGLISH AS A FOREIGN LANGUAGE (TOEFL) examination.

Said examination is offered by the Educational Testing Service and is available in all states of the United States and most foreign countries.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 31, 1971 to the office of the State Board of Nursing, 1100 Raymond Boulevard, Newark, New Jersey.

After full consideration of all submissions respecting the proposed action, the State Board of Nursing, upon its own motion or at the instance of any interested party, may thereafter adopt the rule substantially as proposed without further notice.

Donald L. Snover
Executive Secretary
State Board of Nursing

(b)

LAW AND PUBLIC SAFETY

DIVISION OF PROFESSIONAL BOARDS

STATE BOARD OF PHARMACY

Proposed Revision Concerning Internship

The State Board of Pharmacy, pursuant to authority of N.J.S.A. 45:14-7, proposes to revise N.J.A.C. 13:39-6 (Internships) to read as follows:
N.J.A.C. 13:39-6. Internship

A. DEFINITIONS:

(1) **APPROVED TRAINING PHARMACY:** shall be a pharmacy approved by the Board to provide accredited practical experience to pharmacy interns.

(2) **PHARMACY INTERNSHIP:** shall be the program of acquiring practical experience by a pharmacy intern.

(3) **PHARMACY INTERN:** shall be any person who has completed at least his third year (or first professional year) at an accredited college of pharmacy, who is employed in an approved Training Pharmacy for the purpose of acquiring accredited practical experience and who has first registered for said purposes with the Board.

B. APPLICATION FOR PRECEPTOR CERTIFICATION:

(1) A registered pharmacist desiring to be certified as a pharmacy intern preceptor shall make application therefor to the Board upon such form as shall be prescribed and shall furnish evidence satisfactory to the Board that he;

(a) has been a registered pharmacist for a period of at least three (3) years.

(b) has been registered and employed as a pharmacist on a full time basis in the state in which he is to supervise an internship.

(c) has been engaged in the compounding and dispensing of pharmaceutical preparations and prescriptions and the supplying of drug products in a registered pharmacy for a period of at least three years, one year of which must have been immediately prior to the beginning of any Pharmacy Internship he is to supervise.

(d) has had a satisfactory record of law observance.

(e) has attended professional meetings or preceptor training conferences as may be designated by the Board of Pharmacy.

(2) The Board shall assign a Pharmacy Intern Preceptor to each Pharmacy Intern. At no time may one Pharmacy Intern Preceptor supervise the training of more than one Pharmacy Intern.

(3) The Pharmacy Intern Preceptor in an Approved Training Pharmacy must signify his willingness to cooperate with the Board of Pharmacy in developing Pharmacy Intern Training and shall report to the board from time to time as requested by the board on the progress and aptitude of any Pharmacy Intern under his supervision.

(4) The compounding and dispensing of all prescriptions and drugs by the Pharmacy Intern must be under the direct supervision of a registered pharmacist.

(5) The Pharmacy Intern Preceptor is charged with the responsibility of: supervising the activities of the Pharmacy Intern and of ensuring that the intern will keep abreast of developments in pharmacy by reading current literature and journals, and by attending seminars and meetings of professional and scientific organizations; providing the Pharmacy Intern with experiences that will make him proficient in the compounding and dispensing of pharmaceutical preparations and preparations in the dispensing of drug products, health aids, and related items; and providing the Pharmacy Intern with a reasonable familiarity with the operation of a pharmacy.

C. TRAINING PHARMACY APPROVAL:

(1) An Approved Training Pharmacy must have a satisfactory record of observance of federal, state and municipal laws and ordinances governing activity in which it is or has been engaged.

(2) The total number of prescriptions filled annually, including renewals, in an Approved Training Pharmacy must be at least 10,000 and there shall be no more than one Pharmacy Intern in training for each 10,000 prescriptions filled in the pharmacy.

(3) The Approved Training Pharmacy shall as part of the services it renders, establish and maintain a medication record-keeping system for its patients approved by the Board.

(4) An adequate reference library shall be available for use by the Pharmacy Intern.

D. PRACTICAL EXPERIENCE:

(1) The minimum accredited practical experience requirement shall be forty-eight weeks (1920 hours) with not less than forty hours of actual service per week. Proportionate credit may be granted for that portion of the internship served subsequent to graduation from pharmacy school, if a fewer number of hours is worked per week, however, no credit will be granted for any time worked in excess of forty hours per week.

(2) Prior to graduation from an accredited college of pharmacy, a pharmacy intern may obtain twelve weeks (480 hours) of this experience in an approved training pharmacy directly after his third year (first professional

year) in college. Twelve additional weeks (480 hours) of practical experience may be obtained by a pharmacy intern in an approved training pharmacy directly after the completion of his fourth year (second professional year) at an accredited college of pharmacy.

(3) No credit will be given for experience obtained in either of the aforementioned twelve week periods prior to graduation if less than the full 480 hours is completed during that period, provided, however, that the Board shall have discretion in exceptional cases to grant partial credit where the pharmacy intern has obtained no less than 400 of the 480 hours required during the twelve week period, where the Board is satisfied that the pharmacy intern has obtained a substantially equivalent training course during that period and where not to do so would cause undue hardship on the applicant.

(4) At least 24 weeks (960 hours) of the accredited practical experience shall be obtained subsequent to graduation from an accredited college of pharmacy.

(5) It shall be the responsibility of both the pharmacy intern preceptor and the pharmacy intern to keep accurate records of the time spent by the pharmacy intern in acquiring accredited practical experience.

E. CHANGE OF STATUS:

(1) An applicant for registration as a pharmacist in the State of New Jersey shall notify the Board within 5 days of

- (a) The beginning of a term of internship.
- (b) The termination of an internship.
- (c) Change in number of hours of employment.
- (d) Change in the scheduled hours of employment.
- (e) Change to preceptor.
- (f) Change in employing pharmacy.

(2) Each pharmacy intern preceptor must file quarterly reports or whenever requested by the Board of Pharmacy.

F. COMMITTEE ON PHARMACY INTERNSHIP:

A "Tripartite Committee" which shall consist of representation from the Board of Pharmacy, the College of Pharmacy and the New Jersey Pharmaceutical Association, shall be selected by the members of the Board of Pharmacy and under the chairmanship of a Board of Pharmacy representative, shall advise and assist the Board of Pharmacy in all matters relating to the Pharmacy Internship program.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 31, 1971 to the office of the State Board of Pharmacy, 1100 Raymond Boulevard, Newark, New Jersey.

After full consideration of all of the submissions respecting the proposed action, the State Board of Pharmacy, upon its own motion or at the instance of any interested party, may adopt the revisions substantially as proposed without further notice.

Sidney A. Greenblatt
Secretary
State Board of Pharmacy

(a)

LAW AND PUBLIC SAFETY
DIVISION OF PROFESSIONAL SERVICES
STATE BOARD OF PHARMACY

Proposed Revision Concerning
Registration by Endorsement

The State Board of Pharmacy, pursuant to authority

of N.J.S.A. 45:14-8, proposes to revise N.J.A.C. 13:39-8 (Reciprocal Registration) to read as follows:

N.J.A.C. 13:39-8. Registration by Endorsement

A. Registration by endorsement shall be limited to fully registered pharmacists.

B. An applicant for registration must have practiced his profession under legal conditions for a minimum period of one year subsequent to his registration.

C. The applicant must be in good standing in all states in which he is licensed.

D. Candidates for endorsement must have practiced as a registered pharmacist for at least one year during the last five years or shall be required to pass the complete practical examination.

E. An applicant for licensure by endorsement must be physically and mentally fit to perform all of the duties normally required of a registered pharmacist working in a pharmacy operating under a permit in the State of New Jersey.

F. Each applicant must submit a preliminary application for endorsement licensure to the National Association of Boards of Pharmacy, 77 W. Washington Street, Chicago, Ill. 60602 on a form prescribed and furnished by the National Association of Boards of Pharmacy. In return the applicant will be furnished a further form and instructions for filing credentials for licensure, qualifications at the time for licensure, and proper identification to the New Jersey Board of Pharmacy and, based upon the information contained therein, the New Jersey Board of Pharmacy will determine the applicant's eligibility for licensure in this State by endorsement.

G. All applicants for endorsement registration shall be interviewed by the board and pass with a grade of not less than 75% a written examination on the laws governing the practice of pharmacy in this state.

H. No person shall be eligible for licensure by endorsement against whom there is pending any indictment or complaint alleging a violation of any law governing the practice of pharmacy, dispensing narcotics, alcohol or other drugs.

Interested persons may present statements or arguments in writing relevant to the proposed action on or before May 31, 1971 to the office of the State Board of Pharmacy, 1100 Raymond Boulevard, Newark, New Jersey.

After full consideration of all submissions respecting the proposed action, the State Board of Pharmacy, upon its own motion or at the instance of any interested party, may thereafter adopt the revisions substantially as proposed without further notice.

Sidney A. Greenblatt
Secretary
State Board of Pharmacy

(b)

LAW AND PUBLIC SAFETY
DIVISION OF STATE POLICE

Proposed Rules On Purchase of Surplus
Military Weapons and Equipment

David B. Kelly, Superintendent of the New Jersey State Police, pursuant to authority of Executive Order #14, proposes to adopt a manual of rules and regulations pertaining to the purchase of surplus military weapons and equipment by State, local law enforcement and fire-fighting agencies.

These proposed rules and regulations describe procedures agencies should follow in seeking requisition of such weapons and equipment as well as the types of weapons and equipment which may be available.

Copies of the manual may be obtained from:

Colonel David B. Kelly
Superintendent
New Jersey State Police
Box 68
West Trenton, New Jersey 08625

Interested persons may present statements or arguments in writing relevant to the proposed rules and regulations on or before May 26, 1971, to the Superintendent of the New Jersey State Police at the above address.

The Division of State Police, upon its own motion or at the instance of any interested party, may thereafter adopt the rules and regulations substantially as proposed without further notice.

Colonel David B. Kelly
Superintendent
New Jersey State Police
Department of Law and Public Safety

(a)

LAW AND PUBLIC SAFETY

DIVISION OF STATE POLICE

Proposed Rules Pertaining to Traffic Control And Parking on State Property in Trenton

David B. Kelly, Superintendent of the New Jersey State Police, pursuant to authority of N.J.S.A. 39:4-208, proposes to rescind in full Chapter 53 of Title 13 of the New Jersey Administrative Code ("Traffic Control and Parking on State Property, Trenton") and adopt in place thereof the following regulations:

1. Except as hereinafter provided, the operator of a vehicle shall not park the vehicle in any parking area constructed, owned and maintained at Trenton by the State of New Jersey unless such vehicle is registered with and a parking permit issued by the Property Bureau. This permit does not guarantee a parking space, a first come, first served policy exists.

2. VISITOR PARKING — All visitor parking areas are lined in yellow. Visitor parking permits issued to persons on State business will be issued by an authorized Department Receptionist of the State Building being visited that has a Visitor Parking Area posted "VISITOR — STATE PARKING AREA — PARKING BY PERMIT ONLY — OBTAIN PERMIT FROM RECEPTIONIST".

Visitor parking permits will be issued to visitors in the Area 6 Visitor Parking Area by the Capitol Police.

All visitor permits will be issued on a first come, first served basis.

All visitor permits will be displayed from the dashboard of the vehicle.

3. Such application for the registration and the issuance of a parking permit shall be made in the following manner: Prior to the ending of the calendar year, December 31, unless otherwise specified, each State Department Head will be notified by letter by the issuing agent notifying him of the parking spaces available in each parking area for his personnel. Upon receipt of such notification, the Department Head will submit in writing a list of names of the employees to whom permits should be issued.

4. Applications for registration and parking permits shall be denied unless the names of those submitted are State employees or are connected with the State Government in some capacity at Trenton, New Jersey.

5. Parking permits shall be serially numbered and shall bear the number of the parking area for which issued. The permit will be designed for pasting.

a. On New Jersey registered vehicles, the permit shall be pasted upon the inside of the rear window in the extreme lower right corner. On vehicles with no rear window area (certain sports cars, etc.) affix the permits to visor so permit is visible when vehicle is parked on State property.

b. On Pennsylvania registered vehicles, the permit shall be pasted upon the inside of the front windshield, directly behind the rear view mirror in accordance with Section 816 of the Pennsylvania Motor Vehicle Code.

c. Other out-of-state vehicles—by reciprocal agreement.

6. No person shall counterfeit a parking permit or make a substitute or temporary permit, or use such a permit with intent to evade or violate the requirements of these regulations.

a. No person shall loan a parking permit to another person for the purpose of using it on a vehicle other than the one for which such permit was issued and no one shall use a permit under the conditions described within this section.

b. Under no circumstance will any person place a note on their vehicle in lieu of a valid parking permit. Notes indicating that a second vehicle is being utilized in place of the first vehicle, or that a new employee is awaiting a parking permit are totally unacceptable.

7. To be valid, the parking permit must be pasted on the car at all times while parked in designated State parking areas.

8. All parking permits will expire and become void at midnight on December 31 of each year, unless otherwise specified, terminating the period for which the permit was issued.

9. Records of all permits will be kept on file at the issuing agent's office, a duplicate copy of which will be on file at the State Police office at the State House.

10. Temporary parking permits may be issued by the issuing agent and the State Police Officer in charge of the State Police personnel at the State Capitol for emergency purposes or for any other purpose that may be necessary for official State business. These permits will be void except for the dates mentioned thereon. These permits will be affixed to the sun visor in the down position. Permit must be visible when vehicle is on State property.

11. Reserved parking spaces may be established within the various parking areas and will be properly marked by signs and the operator of any vehicle using such areas will obey all reserved signs. The Governor's parking space is restricted at all times for the exclusive use of the Governor.

Visitors on State business shall park in the parking areas posted "Visitor—State Parking Area—Parking by Permit Only—Obtain Permit at Desk". Visitor parking permits are obtained from the receptionist in the building being visited and will be placed on the windshield of the vehicle by the person receiving the permit to validate the parking of the vehicle in a State Visitor Parking Area.

12. On special or emergency occasions any State parking area may be designated as a closed area to permit holders. On such occasions proper notice will be given to permit holders as soon as possible and such notice will designate,

providing there is space, another area available to them during such time.

13. All vehicles entering the State House Complex parking areas shall enter at the Lafayette Boulevard entrance. The Annex and Education Driveways are designated as EXITS only.

a. The Annex and Education Driveways shall be closed to all traffic from 6 p.m. to 9 a.m. daily; and at all times on holidays and weekends. This shall be accomplished by placing a locked chain across the driveway.

b. During hours that the Annex and Education drives are closed, all vehicles shall exit through the Lafayette Boulevard exit.

c. The entire parking complex may be closed at any time deemed necessary to provide security to the State House and buildings within the State House Complex parking area.

14. The operator of a vehicle shall not stop, stand or park the vehicle in the driveways of any of the parking areas so as to interfere with the free and orderly movement of vehicles entering or leaving the areas.

15. The operator of a vehicle will park said vehicle in the proper manner in the spaces marked by two white or yellow lines, as the marking color may be, and they shall not park the vehicle in any other space not so marked.

16. Any vehicle without a permit or parked in a State Parking Area so as to hinder or obstruct either traffic flow, other legally parked vehicles or the removal of snow by snow removal equipment operators, may be towed from the area to a place of safe storage and the cost of towing and storage will be incurred by the owner of the vehicle in violation.

17. The operator of a vehicle upon entering, remaining in or leaving the various parking areas will obey all traffic lights, signs and all police officers on duty at the time.

18. The operator of any vehicle who drives a vehicle within any of the State parking areas carelessly and heedlessly in disregard of the rights or safety of others, or without due caution and at a speed or in a manner so as to endanger life and property shall be guilty of careless driving.

19. No person shall drive a vehicle within the State Parking Areas, grounds or roadways at a rate of speed greater than fifteen miles per hour.

20. The traffic or police officer on duty in any of the State parking areas may regulate and control the traffic and parking and all drivers of vehicles shall obey his orders and directions, notwithstanding anything contained in these Rules and Regulations.

21. Parking permits may be revoked by the issuing agent or the State Police at any time the holder of such permit is found to be violating any of the Rules and Regulations.

22. When any area becomes filled with vehicles and there are no legal parking spaces available, the overflow traffic shall park off complex at their own expense, and shall not spill over into any other State parking area.

a. On Legislative days only, vehicles displaced from Area 2 shall be absorbed into Parking Area 6 only.

23. It shall be the responsibility of permit holders to notify the Property Bureau of any change in vehicle registration number.

PENALTY: As prescribed by Title 39:4-208 of the Revised Statutes, "Any person who shall violate any of the said regulations shall be subject to a fine of not less than one dollar (\$1.00) nor more than ten dollars (\$10.00)."

Interested parties may present statements or arguments in writing relevant to the proposed action on or before May 26, 1971, to:

Colonel David B. Kelly
Superintendent
New Jersey State Police
Box 68
West Trenton, New Jersey 08625

The Division of State Police, upon its own motion or at the instance of any interested party, may thereafter adopt the regulations substantially as set forth without further notice.

Colonel David B. Kelly
Superintendent
New Jersey State Police
Department of Law and Public Safety

(a)

LAW AND PUBLIC SAFETY

DIVISION OF PROFESSIONAL BOARDS

STATE BOARD OF MEDICAL EXAMINERS

Approved Colleges of Podiatry

On April 14, 1971, John F. Kustrup, Secretary of the State Board of Medical Examiners, pursuant to authority of N.J.S.A. 45:9-2 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted the rule pertaining to approved colleges of podiatry as proposed in the Notice published March 4, 1971, at 3 N.J.R. 46(b).

An order adopting the rule was filed and effective April 19, 1971, as R.1971 d.52.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(b)

LAW AND PUBLIC SAFETY

DIVISION OF PROFESSIONAL BOARDS

STATE BOARD OF MEDICAL EXAMINERS

Emergency Rules Pertaining to Foreign Medical School Graduates

On April 23, 1971, the State Board of Medical Examiners, pursuant to authority of N.J.S.A. 52:9-2 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, amended sections of an emergency rule pertaining to graduates of foreign medical schools or colleges. The amendments are as follows (additions indicated in boldface thus; deletions indicated within brackets [thus]):

EMERGENCY RULE PERTAINING TO GRADUATES OF FOREIGN MEDICAL SCHOOLS OR COLLEGES

(a) DEFINITIONS

"Foreign medical school" means a medical school or college outside of the United States, Puerto Rico and Canada and which is listed in the World Directory of Medical Schools published by the World Health Organization.

"ECFMG" means the Educational Council for Foreign Medical Graduates.

(b) NATIVE-BORN CITIZENS OF THE UNITED STATES

Native-born citizens of the United States who are graduates of foreign medical schools need not have obtained the ECFMG certificate either as a condition for serving the internship or post-graduate work prescribed by R.S. 45:9-8, or as a requirement for licensure by examination.

(c) NATURALIZED CITIZENS

Section (b) of this rule shall apply to naturalized citizens of the United States who were naturalized prior to entering a foreign medical school.

(d) NON-CITIZENS

Any graduate of a foreign medical school who was not a citizen of the United States prior to entering such school and who graduated from such school subsequent to 1957 must have obtained the ECFMG certificate as a condition for serving the internship of post-graduate work prescribed by R.S. 45:9-8 and as a requirement for licensure by examination.

(e) VERIFICATION OF GRADUATION

In the event a graduate of a foreign medical school applies for licensure by examination and does not have the ECFMG certificate, the secretary of the board shall contact the foreign medical school or the United States Embassy or Consulate in the particular foreign country and request written verification of the applicant's receipt of a diploma or its equivalent from such school.]

(b) EXAMINATION

Before a foreign medical school graduate may intern in a New Jersey hospital, he shall successfully demonstrate his didactic and clinical experience by passing the ECFMG examination or an examination prescribed by the State Board of Medical Examiners adequate to judge his knowledge of the science of medicine and the healing arts and the extent of his clinical competence.

(c) INTERNSHIP

Any applicant, prior to taking the examination for Medical and Surgical licensure in New Jersey, must have completed a one-year internship in a hospital either affiliated with a medical school or approved for such internship by the Board of Medical Examiners.

(d) DISCRETIONARY CLINICAL CLERKSHIP

In addition, the board, in its discretion, may require any graduate of a foreign medical school to serve a clinical clerkship not to exceed six months in a hospital in New Jersey either affiliated with an approved medical school or approved by the Board of Medical Examiners prior to commencing an internship.

(e) VERIFICATION OF GRADUATION

In the event of a graduate of a foreign medical school applies for Medical and Surgical licensure by examination and has not taken the ECFMG examination, the applicant shall submit the appropriate credentials substantiating that he has received a diploma or its equivalent from the foreign medical school. Thereafter, the Secretary of the Board shall take appropriate action to verify said credentials.

A copy of these amendments was filed and effective April 23, 1971, as R.1971 d.61 (Exempt, Emergency Rule).

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(a)

TRANSPORTATION

DIVISION OF MAINTENANCE AND EQUIPMENT

Maintenance and Protection of Traffic During Permit Operations

On March 26, 1971, John C. Kohl, Commissioner of Transportation, pursuant to authority of N.J.S.A. 27:7-44.1 and in accordance with applicable provisions of the Administrative Procedure Act of 1968, adopted rules governing the maintenance and protection of traffic during permit operations substantially as proposed in the Notice published November 5, 1970, at 2 N.J.R. 94(c).

An order adopting these rules was filed and effective March 31, 1971, as R.1971 d.47.

Albert E. Bonacci
Director of Administrative Procedure
Department of State

(b)

TREASURY

DIVISION OF PENSIONS

NEW JERSEY STATE POLICE RETIREMENT SYSTEM

Proposed Changes in Regulations

Elmer G. Baggaley, Secretary of the State Police Retirement System, pursuant to authority delegated to the Board of Trustees by N.J.S.A. 53:5A-30, proposes to revise N.J.A.C. 17:5-6, 8, 11 and 32 of the regulations of the New Jersey State Police Retirement System to read as follows (additions indicated in boldface thus; deletions indicated within brackets [thus]):

17:5-6. APPEAL FROM BOARD DECISIONS:

[Appeals from any decision of the Board must be registered in writing with the System within 45 days following formal advice to the aggrieved party. If no written statement is received within the 45 day period, the determination of the Board shall be considered final.]

The following statement shall be incorporated in every written notice setting forth the Board's determination in a matter where such determination is contrary to the claim made by the claimant or his legal representative:

"If you disagree with the determination of the Board of Trustees in this matter, you may appeal by sending a written statement to the Board within 45 days from the date of this letter informing the Board of your disagreement and all of the reasons therefor. If no such written statement is received within the 45-day period, this determination shall be considered final."

17:5-8. COMPUTATION OF BENEFITS:

a.) If a death occurs within a payroll period and full pension deductions are made for such period, the period will reflect the full salary for all benefit purposes.

b.) Final Salary will reflect salary received by the member during his last 12 months of service as indicated by pension deductions reported.

Final Compensation will reflect salary received by the

member during his last 12 months of service as indicated by pension deductions reported AND the [rate of] maintenance likewise received with such salary.

c.) The insurance benefit due to the death of an active member within the first year of membership will be based upon the annual rate of salary and maintenance upon which deductions were taken in lieu of actual salary and maintenance received.

17:5-11. [LOAN] REVALUATION:

If a member is off the payroll for a period of 8 months or less, any loan or arrearage outstanding will have the ending date of the loan or arrearage extended to cover the period off the payroll. In the event the member is off longer than 8 months, the loan or arrearage will be revalued and an additional interest charge made.

17:5-32. INTERFUND TRANSFERS; OTHER STATE SYSTEMS:

Interfund transfers between State-administered pension funds are permitted [on] by reciprocal transfer arrangements and reflect [full] year for year membership credits. **Membership credit so transferred to the State Police Retirement System of New Jersey will have the identical value as service purchased, i.e., it shall be included in the computation of a retirement allowance on the basis of 1% of final compensation for each year of such service credit so transferred.** Such transfers involve the transfer of the employee's account and [the] **an additional reserve necessary to fund the credits in the System accepting the transfer.** Identical agreements between the Police and Firemen's Retirement System of New Jersey, the Public Employees' Retirement System of New Jersey, the Teachers' Pension and Annuity Fund and the State Police Retirement System of New Jersey call for the actuarial determination of the reserves accumulated in the former system and those required in the new system. If the reserve in the former is more than the new, only the amounts required in the new will be transferred. If the amount in the former is less than that required in the new, only the reserves for the first system will be transferred to establish [full credits] credit in the new system. [The employee will contribute at a rate appropriate to his original age in the former system. The years of credit will be subject to the benefit formula of the second system after transfer.]

Employees transferring to the State Police Retirement System of New Jersey will contribute at the uniform rate applicable to all members.

Interested persons may present statements or arguments in writing, orally in person or by telephone relevant to the proposed action on or before May 27, 1971, to:

Elmer G. Baggaley
Secretary, State Police Retirement System
20 West Front Street
Trenton, New Jersey 08625
Telephone: (609) 292-3646

After full consideration of all written and oral submissions respecting the proposed regulations, the Board of Trustees of the State Police Retirement System, upon their own motion, may thereafter adopt the regulations substantially as proposed without further notice.

Elmer G. Baggaley
Secretary
State Police Retirement System
Division of Pensions
Department of the Treasury

(a)

TREASURY

STATE INVESTMENT COUNCIL

Proposed Amendments to Regulations

Frank K. Kelemen, Chairman of the State Investment Council, pursuant to authority of N.J.S.A. 52:18A-89, proposes to amend Article 8 entitled "Corporate Securities — Industrial Obligations" and Article 17 entitled "Common and Preferred Stocks" of the State Investment Council regulations as follows (additions indicated in boldface thus; deletions indicated within brackets [thus]):

ARTICLE 8. CORPORATE SECURITIES— INDUSTRIAL OBLIGATIONS

Reg. 16:3-8.100 Permissible investments for pension and annuity group.

Notwithstanding the limitations contained in Article 7, the Director may invest and reinvest the moneys of any pension and annuity group fund in industrial obligations which are legal for investment by life insurance companies organized under the laws of this State provided:

(a) the issue has been registered with the Securities and Exchange Commission, except that this requirement may be waived by the State Investment Council;

(b) the obligor is incorporated under the laws of the United States or any State thereof or of the District of Columbia;

(c) the obligor is not in default as to the payment of principal or interest upon any of its outstanding obligations;

(d) the obligor:

(1) has a capitalization of at least \$50 million;

(2) has a total funded debt (pro forma) which does not exceed 40% of capitalization;

(3) has paid dividends on common stock in at least eight of the ten years next preceding the date of such purchase (includes dividends paid by predecessor companies);

(e) the total amount of debt issues purchased or acquired of any one corporation shall not exceed 5% of the outstanding debt of the company, and not more than **10,000,000 [5%]** of any one issue may be purchased at the time of issue[.], **except that these requirements may be waived by the State Investment Council.**

(f) not more than 2% of the assets of any one fund shall be invested in the obligations of any one company, including convertible debentures; and

(g) not more than 2% of the assets of any one fund shall be invested in the common stock of a company, including the common stock equivalent of convertible debentures, and the total amount of common stock or common stock equivalent of convertible debentures shall not exceed 5% of the common stock, or of any other class of stock which entitles the holder thereof to vote at all elections of directors, of any one company.

Reg. 16:3-8.110 Legal papers.

Prior to any commitment to purchase obligations of the type described in this article, the Director shall have obtained:

(a) a certification signed by two members of the Division's staff and endorsed by the Director stating that each proviso enumerated under 16:3-8.100 had been checked by

them and that in their opinion the security under consideration qualified as a satisfactory investment as outlined by 16:3-8.100, and

(b) a written opinion from the Attorney General that the purchase of such obligations is authorized by the provisions of Chapter 270, P. L. 1950, as amended and supplemented.

Subsequent to the purchase, the Director shall obtain:

(c) such other documents or opinions which the Attorney General may require; and

(d) a written approving opinion from the Attorney General to the effect that all such documents and opinions received by the Director are satisfactory as to form and substance.

ARTICLE 17. COMMON AND PREFERRED STOCKS AND ISSUES CONVERTIBLE INTO COMMON STOCK

Reg. 16:3-17.100 Permissible investments.

(a) The stock shall be issued by a company or bank incorporated or organized under the laws of the United States or any State thereof or of the District of Columbia.

(b) Regular dividends, either cash or stock, must have been paid on the common stock for five years next preceding the date of purchase of securities under this article (includes dividends paid by predecessor companies) from earnings equal to or greater than the dividend paid.

(c) The common stock shall be listed on one or more of the following stock exchanges:

- New York Stock Exchange
- American Stock Exchange
- Pacific Coast Stock Exchange
- Mid-west Stock Exchange
- Philadelphia-Baltimore-Washington Stock Exchange

except that this requirement shall not apply to stock issued by banks.

(d) The Director shall submit a list of common stocks to the Council for its approval. Such list may be amended or enlarged from time to time subject to the Council's approval and shall be designated the "Approved Common Stock List".

(e) The Director shall only select issues of common stocks from the "Approved Common Stock Lists" to be recommended for purchase by the pension funds.

(f) Notwithstanding the above restrictions, the Director may:

- (1) exercise the conversion privileges in the common stock of any security acquired under this article or under Article 8, and
- (2) purchase the preferred stock, whether convertible or not, of a company the stock of which qualifies for investment and is one the "Approved Common Stock List".
- (3) purchase the convertible issue of a company, the common stock of which qualifies for investment and is on the "Approved Common Stock List".

Reg. 16:3-17.110 Applicable funds in the pension and annuity group.

- (a) Consolidated Police and Firemen's Pension Fund Commission.
- (b) Police and Firemen's Retirement System.
- (c) Public Employees' Retirement System.
- (d) State Police Retirement System.
- (e) Teachers' Pension and Annuity Fund.

Reg. 16:3-17.120 Limitations.

(a) The book value of the total investment in common and preferred stock for any one fund shall not exceed 15%

of the book value of such fund, except that not more than 10% of the book value of any such fund shall be invested in common stock.

(b) Not more than 1% of the book value of any fund shall be invested in the common and preferred stock of any one corporation.

(c) The total amount of money to be invested in common stock by any fund in any one fiscal year shall not exceed 3% of the fund's book value at the beginning of the fiscal year, excepting with respect to State Police Retirement System and Consolidated Police and Firemen's Pension Fund Commission which may invest as much as 10% in any one year. This paragraph refers to additional money invested in common stock and not to money reinvested upon the sale of stock.

(d) The total amount of stock purchased or acquired of any one corporation shall not exceed 5% of the common stock, or of any other class of stock which entitles the holder thereof to vote at all elections of directors, of such corporation.

Interested persons may present statements or arguments in writing, orally in person or by telephone relevant to the proposed action on or before May 26, 1971, to:

Director, Division of Investment
State House
Trenton, New Jersey 08625
Telephone: (609) 292-5106

The State Investment Council, upon its own motion or at the instance of any interested party, may thereafter adopt the amendments substantially as set forth without further notice.

Norman E. Hardy
Deputy State Treasurer
Department of the Treasury

(a)

PORT OF NEW YORK AUTHORITY

Temporary Revision of Kennedy Airport Parking Lot Charges

On March 31, 1971, the Committee on Operations of the Port of New York Authority adopted a resolution revising the schedule of charges for use of public vehicular parking areas at Kennedy International Airport at the Central Terminal Area lots (1, 2-4, 3 and 5).

These following revisions are to be effective from June 1, 1971, through September 30, 1971:

Up to 1 hour	\$.50
4 hours	1.00
6 hours	2.00
8 hours	3.00
12 hours	3.00
16 hours	4.00
20 hours	5.00
24 hours	6.00
Over 24 hours	\$1.00 each additional four hours or part

A copy of the resolution was filed April 26, 1971, as R.1971 d.62 (Exempt, Exempt Agency Rule).

Albert E. Bonacci
Director of Administrative Procedure
Department of State

STATE NEWS OF PUBLIC INTEREST

ENVIRONMENTAL STATEMENTS AVAILABLE ON DELAWARE PROJECTS

Notice is hereby given, in accordance with the National Environmental Policy Act of 1969 and the Delaware River Basin Commission's Rules of Practice and Procedure (Section 2-3.5.2), of the availability of environmental statements submitted to the Delaware River Basin Commission in support of applications for permits for the following two projects:

Amico Sand and Gravel Co (Docket No. D-70-236): A commercial dredging project in the Delaware River approximately 0.5 miles downriver from the Burlington-Bristol Bridge, Bristol, Bucks County, Pennsylvania. Approximately 440,000 cubic yards of sandy material would be dredged by the bucket method in an area approximately 4,100 feet long and 325 feet wide between mean low water line and a point 100 feet shoreward and parallel to the ship channel along the Edgewater and Delaware Ranges. The dredged material would be transported by scow to Dredge Harbor, Riverside, New Jersey, to be placed directly ashore at a sand and gravel plant.

American Dredging Co (Docket No. D-71-6): Construction of dikes and filling of an area of approximately 100 acres for eventual use as a deepwater marine facility. The project will be located on the Delaware River at Bridgeport, Logan Township, New Jersey, starting 650 feet downriver from the new Chester-Bridgeport Bridge and extending 5,800 feet downriver and parallel to the existing shoreline. Fill material will be derived from dredging in the immediate area and also from other maintenance dredging projects in the Delaware River.

Copies of the environmental statements and supporting file materials concerning these projects may be examined in the office of the Delaware River Basin Commission, 25 State Police Drive, Trenton, New Jersey. Copies of the environmental statements are available for distribution to persons or agencies upon request. Comments may be submitted in writing to the Delaware River Basin Commission by public or private agencies or individuals concerned with environmental quality. Comments must be submitted prior to June 1, 1971.

HEARING SET ON STATE PLAN FOR VOCATIONAL EDUCATION

A public hearing on the New Jersey State Plan for Vocational Education will be held May 13 at 10 a.m. at the Holiday Inn of North Brunswick, according to Education Commissioner Carl L. Marburger.

The hearing will be held by the State Board of Education in its capacity as the State Board for Vocational Education under the Federal vocational acts.

The hearing will provide an opportunity for citizens and affected groups to discuss the provisions for vocational education as described in the state plan.

Public Law 90-576 requires that the state plan be reviewed and updated annually. The state plan in effect

becomes an application for Federal funds for conducting and expanding vocational education in New Jersey.

The hearing will be conducted for the board by Dr. Robert M. Worthington, assistant state education commissioner in charge of vocational education. Copies of the state plan will be available at the hearing. Information may be obtained from the Division of Vocational Education, State Department of Education, (609) 292-5572.

MANY CITIZENS ARE USING ENVIRONMENTAL "ACTION LINE"

More than 50 New Jerseyans each week take the time to dial 609-292-7172 to report abuses of the environment.

That's the number of the round-the-clock telephone service recently begun by the state Department of Environmental Protection to make easier and more effective the investigation and correction of complaints from the public.

The "Environmental Action Line" bypasses time-consuming processing of public complaints "through channels" since the citizen reports directly to the Commissioner's office in Trenton, which promptly contacts the proper bureau for follow-through.

During non-working hours, calls taken by an answering service immediately reach the appropriate department official at his home.

When the service began last October, Richard J. Sullivan, state Commissioner of Environmental Protection, predicted, "it will help us by providing the department with more eyes and ears than it could afford to hire, and it will help the citizen by giving him a central place to call with any complaint about the environment." This forecast quickly became fact.

To date, air pollution complaints have triggered 60 percent of the calls and water pollution 20 percent. The remaining 20 percent mostly concern incidents of improper dredging or solid waste disposal. The most common air pollution incidents reported are open-burning of trash, emissions of smoke, soot and fumes from factories, and excessive motor vehicle exhausts — particularly of buses and diesel-fueled trucks.

In order for the department to investigate a complaint, specific facts must be supplied by the caller. These include the date, place and time of the incident; type of problem (i.e. smoke, soot); suspected polluting source (name of factory or business, license number of bus or truck); names of other witnesses to the occurrence; and the caller's name, address and phone number.

The complainant is not forgotten. The department recognizes that a citizen concerned enough to report an abuse of the environment appreciates learning first-hand about its investigation and resolution. For this reason the person is sent a postcard (actiongram) acknowledging the call, receives a callback to obtain additional information, and is informed when the problem is resolved.

Evidence gathered by state experts often corroborates the condition reported to the "hotline" and departmental action is taken. Many complainants willingly file affidavits and offer to appear as witnesses in court actions.

Readers are urged to clip and save the following information:

To report abuses of the environment, call (609) 292-7172.

For general information or literature, write the Public Information Office of the Department of Environmental Protection, Box 1390, Trenton, N.J. 08625.

TRUCK OPERATORS LEARN METHODS OF MEETING NEW DIESEL EXHAUST LAW

Maintenance and safety personnel of trucking firms in New Jersey went back to school recently to learn how to comply with the new Chapter 14 of the State's Air Pollution Control Code regulating smoke emissions from diesel-powered motor vehicles.

With the new regulation becoming effective June 19, 1971, the one-day seminars were held over a six-week period in March and April under the sponsorship of the New Jersey Motor Truck Association at the Burlington County Vocational-Technical School in Mt. Holly, according to Richard J. Sullivan, state Commissioner of Environmental Protection.

"Our department fully supported this program of the Motor Truck Association as a good example of cooperation between private industry and government to achieve a positive goal," he said.

John Elston and Andrew Bara of the department's Air Pollution Control Bureau provided expert technical assistance at each seminar. In addition to official interpretation of the diesel control code, they explained enforcement procedures, testing methods and proper execution of the tests.

Each participant was assigned to a seminar on the type of diesel engine most commonly used in his fleet. On the instructional staff were members of the Burlington school's truck maintenance faculty and technical experts representing major diesel engine manufacturers.

Chapter 14 sets two standards: (1) a prohibition against emission of visible smoke from a vehicle's exhaust for more than five seconds when the vehicle is in motion; and, (2) a ceiling of 20 percent smoke opacity as determined in a test under simulated load conditions.

The inspection standard will be enforced by the New Jersey Division of Motor Vehicles and the State Police. The highway standard prohibiting visible smoke will be enforced by state and local police as well as the Division of Motor Vehicles, the Commissioner said.

STATE DEPARTMENT OF EDUCATION OFFERS MOBILE HIGH SCHOOL EQUIVALENCY TEST

The nation's first General Education Development testing unit on wheels has been built for the New Jersey Department of Education.

The mobile van will allow New Jersey residents to take their high school equivalency tests by appointment at locations near their homes. Persons who successfully pass the G.E.D. tests are awarded a state High School Equivalency Certificate.

The van will accommodate up to 25 persons at one testing session.

Last year more than 13,000 persons took high school equivalency exams in New Jersey. Currently, all testing is conducted at the 23 New Jersey colleges authorized by the American Council on Education.

The van's schedule in local communities is being arranged by Mrs. Catherine Havrilesky, director of High School Equivalency. It is expected that many of the 20,000 students enrolled in state-funded high school equivalency preparation programs now operating in 125 communities will be scheduled to take the exams within the next year.

IMPROVED SERVICE FOR TRENTON, SHORE, SET FOR PENN CENTRAL COMMUTERS

Transportation Commissioner John C. Kohl has announced plans to provide Penn Central commuters with improved schedules and station facilities paid for out of proceeds of the fare increase approved for the railroad last year.

The improved scheduling, involving new trains and express service for Main Line and Shore commuters, will become effective May 24 with the advent of the Spring timetable.

The cost of the additional service, as well as expansion of the Jersey Avenue park-and-ride station in New Brunswick, will be financed by the Jan. 1 fare increase approved by the Commuter Operating Agency. Penn Central is required to apply ten percent, or about \$200,000, of the estimated additional revenue toward service improvements.

Schedule improvements which went into effect on the Central Railroad of New Jersey April 12 are similarly paid for out of receipts from fare increases approved for that railroad. An estimated \$50,000 is available for CNJ improvements.

Expansion of the Jersey Avenue facility in New Brunswick will include the addition of about 60 parking spaces on railroad owned property at the north end of the parking lot. This third enlargement since the station opened in Oct. 1963 will bring capacity to 440 cars.

Construction of a new platform adjacent to the station's westbound tracks will enable Trenton trains to stop to pick up and discharge passengers. These trains presently bypass Jersey Avenue. A footwalk will connect the new platform with the parking lot.

Schedule improvements include a new weekday express service, Train 3820, which will enable commuters from Trenton, Princeton Junction, New Brunswick and Newark to keep 10 a.m. appointments in New York. It will leave Trenton at 8:15 a.m., stopping at Princeton Junction at 8:25 a.m. and New Brunswick at 8:41 a.m., and will arrive in Newark at 9:09 a.m. and New York at 9:24 a.m.

To accommodate passengers who presently board Train 3820 at other stations, a new Train 3722 will leave Jersey Avenue at 8:19 a.m. and New Brunswick at 8:24 a.m. and arrive in Newark at 9:00 a.m. and in New York at 9:15 a.m. Train 3722 also will stop at Metuchen, Rahway and Elizabeth.

To fill an evening service gap between departures of Train 147 at 9 p.m. and Train 231 at 11 p.m., and to better accommodate those who have attended events at Madison Square Garden, Train 3761, now leaving New York at 10:45 p.m. and operating only to New Brunswick, will be renumbered 3861 and will leave New York at 10:15 p.m.

This new trip will make the same stops as Train 3761 but will then continue on to Princeton Junction and Trenton, arriving at 11:21 and 11:30 p.m., respectively.

Overcrowding on morning rush hour commuter trains from the Shore will be eased starting May 24 by a new six-coach express Train 1106 to be designated The Merchant. It will leave Bay Head at 6:04 a.m. and stop at Point Pleasant, Asbury Park, Long Branch, Little Silver, Red Bank and Middletown and arrive at New York at 8:05 a.m.

Because The Merchant will not stop in Newark or Matawan, Train 1108 will serve passengers at those stations. Funds also will be provided to refurbish the six coaches assigned to The Merchant.

STATE NEWS OF PUBLIC INTEREST

DR. BROOKS PROMOTED TO STATE EDUCATION CURRICULUM POST

Dr. William W. Brooks, director of curriculum services in the Department of Education's Division of Curriculum and Instruction, has been named the division's deputy assistant commissioner in charge of curriculum, according to State Education Commissioner Carl L. Marburger.

In the position of deputy to Assistant Commissioner Robert H. Seitzer, Brooks fills the vacancy created by the retirement last December of Dr. William H. Warner. Brooks will be in charge of the Branch of Administration, Supervision and Curriculum Services.

The Commissioner said Brooks would continue to serve as director of the department's program concerning implementation of the Bateman school-aid law's provisions for establishing criteria for classification of school districts.

Brooks, a native of West Virginia, served in the U.S. Army in World War II. He was graduated from New York University in 1949 and became music director on the staff of famous actor-producer Maurice Evans during a nation-wide tour.

He began his education career in 1951 as a music teacher in Hasbrouck Heights, served four years as supervisor of music in Lyndhurst and 11 years as chairman of related arts in Pascaek Valley Regional High School before joining the state department in 1966 as a consultant in arts and humanities. He was appointed chief of the Bureau of Curriculum Services in 1969.

Brooks received his master's and Ed.D. degrees at Teachers College, Columbia University. He lives at 41 Rockleigh Drive, Ewing Township.

DR. SINCLAIR NAMED STATE DIRECTOR OF TEACHER EDUCATION, CERTIFICATION

State Education Commissioner Carl L. Marburger last month announced the appointment of Dr. Ward Sinclair as director of the Office of Teacher Education and Certification of the Department of Education.

Sinclair, who had been serving as associate director of teacher education and certification, fills the vacancy created by the resignation last September of Dr. Allan F. Rosebrock as director of the office. Rosebrock is now chairman of the Rutgers College Department of Education.

Sinclair, an educator for 22 years, came with the state in December, 1969 as assistant director of teacher education and certification from the position of head of the elementary education program at the Capitol Campus of Pennsylvania State University at Middletown, Pa. He became associate director last June.

A native of Michigan, Sinclair was graduated from Eastern Michigan University and began his career as a high school teacher in Mt. Morris, Mich. For 12 years he was on the staff of the East Lansing, Mich. schools as elementary teacher, elementary principal and curriculum coordinator.

He served as director of student teaching programs at

Western Michigan University and at the University Park campus of Pennsylvania State University before going to the Middletown position.

He has served as a consultant to public schools and colleges in Baltimore, Philadelphia and Harrisburg in the preparation of urban teachers. He holds an M.A. degree from the University of Michigan and a Ph.D. from Michigan State University. Dr. Sinclair lives at 9 Maple Lane, Pennington.

Since his resignation, Rosebrock has continued to serve as a consultant to the department in teacher education and certification and as a secretary of the State Board of Examiners.

GOODENOUGH NAMED DIRECTOR OF MARINE SERVICES DIVISION

Richard D. Goodenough of Pottersville took office last month as the new director of the Division of Marine Services in the Department of Environmental Protection.

Goodenough, 32, was nominated for the post by Gov. William T. Cahill and confirmed by the State Senate. Salary range is \$19,553 to \$25,421.

The newly-organized division is responsible for such state environmental programs as administration of the wetlands act and riparian lands.

Goodenough's office has charge of the Bureau of Navigation and the Bureau of Marine Enforcement as well as management of marine lands. This involves direction of marine police, coastal patrols and shellfish inspectors who police off-limits shellfish areas, along with permits, licensing and numbering of motor boats and supervision of the state's marinas.

Goodenough was the first executive director of the Upper Raritan Watershed Association of Far Hills for eight years before taking the state post. Earlier, he was a park planner with the Department of Conservation and Economic Development's Bureau of Parks and Recreation.

A graduate of the University of Maine with a BS degree from its School of Forestry, he shared in two awards as watershed executive, the first in 1965 when his group was selected by the State Federation of Sportsmen for the conservation award by the National Wildlife Federation and the Sears Foundation. Recognition came from the White House that year for the same watershed group's outstanding activities in conservation.

Married and with two children, Goodenough holds membership in several national conservation associations including the Society of American Foresters, of which he has been chairman of the New Jersey chapter.

NEW COMMUNITY DEVELOPMENT GRANTS OF \$359,000 GO TO TEN AREAS OF STATE

Seven municipalities, an intermunicipal council and two public agencies were named last month to receive State Community Development grants totaling \$359,329 from the New Jersey Department of Community Affairs under new guidelines for the program.

The revised guidelines are designed to bring the Model Cities planning process to more New Jersey communities which were not selected or eligible for the Federal Model Cities program.

Joseph N. Ehret Jr., director of the Division of Local Finance and administrator of the Model Cities-Community Development Fund, said the grants should better aid

municipalities in developing and financing needed social services and economic development and physical improvement projects in specified blighted neighborhoods.

Municipalities receiving grants of varying amounts were Bridgeton, Camden, Cape May, Long Branch, New Brunswick, Orange and Whitesboro. The Essex County Park Commission was awarded \$10,000 for a summer recreation program for Newark's disadvantaged youth, and the New Jersey Highway Authority received a like amount for a cultural entertainment program at the Garden State Arts Center for underprivileged children from Model Cities areas.

The North Hudson Council of Mayors, which includes the municipalities of Union City, North Bergen, West New York, Weehawken, Secaucus, Guttenberg and Kearny, was awarded \$99,630 to provide special projects such as the North Hudson Waterfront Project, Project NEED (remedial and tutorial service), a drug education program and a vocational rehabilitation program.

"Our new program is based on three years' experience with the Federal Model Cities program," Ehret explained. "We have taken the best of the Model Cities planning processes and applied it to State programs. We believe such planning will enable these communities to administer future Federal aid programs more effectively."

Selection of the cities was based on such factors as tax burden, municipal debt, administrative capability and other considerations, including municipal income, unemployment, housing deterioration, health needs, crime rate and community involvement.

Harold L. Hodes, director of the State Model Cities-Community Development Program, said, "We are presently negotiating with Asbury Park, Montclair and Neptune, which are in the process of preparing proposals for the Community Development Program. It is our hope that these municipalities and others will be joining the program, which will assist them in rejuvenating the decaying sections of their communities."

Hodes urged other interested communities to contact his office for further information regarding eligibility criteria and application procedures. Queries should be sent to him in care of the N.J. Department of Community Affairs, P.O. Box 2768, Trenton, N.J. 08625.

CRIME INDEMNITY INSURANCE NOW AVAILABLE TO BUSINESSMEN IN STATE

New Jersey Insurance Commissioner Robert L. Clifford has announced that New Jersey businessmen are now able to buy Crime Indemnity Insurance from the New Jersey Insurance Underwriting Association.

New Jersey is the first state in the nation to provide this type of insurance by a pooling method, he said, and noted that this coverage is particularly important to merchants in major cities.

Through this plan, businessmen will be able to purchase, at regular rates, insurance of—

Up to \$2,500 coverage for mercantile safe burglary.

Up to \$1,000 coverage for mercantile robbery.

Up to \$10,000 coverage for mercantile "open stock" burglary and theft.

Up to \$1,000 for storekeeper's burglary and robbery.

All policies will contain a 10 percent deductible, and a minimum of \$100 deductible. The businessmen will be reimbursed for losses in excess of the deductible.

To qualify, businessmen will have to take a number of

STATE NEWS OF PUBLIC INTEREST

security measures, such as installing alarms, improving their lighting system and putting up grates and bars.

New Jersey established the Fair Plan, effective Dec. 1, 1968, for "essential property insurance" not available — particularly in the cities — through normal channels.

All companies writing this type of insurance in New Jersey participate in the pool and share on the basis of their voluntary writings.

Commissioner Clifford ordered the insurance companies to provide vandalism and malicious mischief coverage as of July 15, 1970 and to submit a burglary-theft proposal by Aug. 1, 1970. The industry filed suit challenging Commissioner Clifford's authority; the New Jersey courts sustained the Commissioner's position last November.

The Federal Government plans to provide similar coverage after Aug. 1, 1971, he said.

BATSTO VILLAGE ANNOUNCES PLANS FOR THREE MAJOR PUBLIC EVENTS

The Batsto Citizens Committee will hold its "Early Arts and Crafts Festival" on Sunday, June 13 at the Historic Batsto Village.

Committee President Herbert Bernstein announced that this date was selected so the event might be expanded to include a display of historic American flags — to tie in with the "National Flag Day" celebration on June 14.

Last year the "Early Arts and Crafts Festival" attracted over 8,000 people, the largest one-day crowd of the year to visit Historic Batsto Village. The Village is located in Wharton State Forest, Burlington County.

"With the growing interest in Batsto and the expansion of the program, we can expect this year's crowd to top that of 1970," said Bernstein.

Other events the Batsto Citizens Committee will sponsor this year include a Memorial Day display of historic papers and firearms and an Aug. 15 dedication of an oreboat currently under construction. The Memorial Day firearms display will be held Sunday, May 30, the first day the Historic Batsto Village goes on its extended summer hour schedule.

Collectors of documents and firearms dating back to the founding years of our nation are invited to contact any member of the Batsto Citizens Committee to arrange for the displaying of them. Or, inquiries can go to Herbert Bernstein at 315 Landis Avenue, Vineland, N.J. 08360. Telephone: (609) 691-0034.

The oreboat being built by the staff at Batsto is an exact reproduction of the type of vessel in use two centuries ago to transport bog iron from the areas in which it was mined to the furnaces for smelting.

The boat is being made entirely from wood and other materials taken from the surrounding forest, just as the original oreboats were constructed 200 years ago.

A display of antique marine objects also will be held Aug. 15 in conjunction with the dedication of the oreboat.

The Batsto Post Office again will have a special stamp cancellation for both the June 13 Early Arts and Crafts Festival and the Aug. 15 oreboat dedication.