

end of the hull that bears the rudder or other steering mechanism, above the waterline of the boat in such a way that alteration, removal, or replacement would be obvious and evident.

(e) (No change.)

(a)

OFFICE OF THE ATTORNEY GENERAL

Notice of Readoption

Administration of Victim and Witness Advocacy Fund

Readoption with Technical Changes: N.J.A.C. 13:78

Authority: N.J.S.A. 2C:43-3.1a(6)(c), as amended by 52:4B-43.1.

Authorized By: J. Stephen Ferketic, Director, Division of Criminal Justice.

Effective Dates: September 6, 2023, Readoption;
October 2, 2023, Technical Changes.
New Expiration Date: September 6, 2030.

Take notice that pursuant to N.J.S.A. 52:14B-5.1.c, the rules at N.J.A.C. 13:78 were scheduled to expire on October 12, 2023. Pursuant to N.J.S.A. 2C:43-3.1a(6)(c) and 52:4B-43.1, the Director of the Division of Criminal Justice, within the Department of Law and Public Safety, is charged with the responsibility to establish rules deemed necessary to effectuate the purposes of the Victim and Witness Advocacy Fund (Fund). The rules at N.J.A.C. 13:78 establish standards for the allocation of moneys from the Fund to the county Offices of Victim-Witness Advocacy and other public entities pursuant to N.J.S.A. 52:4B-43.1.b. The rules also establish eligibility standards for public entities and not-for-profit organizations to apply for awards from a grant program to provide direct services to victims and witnesses of crimes pursuant to N.J.S.A. 52:4B-43.1.c. Further, the rules establish guidelines for the receipt of program funds, including application procedures for eligible entities that seek grant funding, as well as procedures to ensure grantee accountability.

The Division of Criminal Justice has reviewed the rules and has determined, with one technical change, that the rules continue to be necessary, reasonable, and proper for the purpose for which they were originally promulgated, as required at N.J.S.A. 2C:43-3.1a(6)(c) and 52:4B-43.1. Therefore, pursuant to N.J.S.A. 2C:43-3.1a(6)(c) and 52:4B-43.1 and in accordance with N.J.S.A. 52:14B-5.1.c(1), these rules are readopted and shall continue in effect for a seven-year period.

Full text of the technical changes follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

SUBCHAPTER 5. ALLOCATION AND DISBURSEMENT FROM FUND

13:78-5.2 Disbursement of moneys to State and grant awards to county Offices of Victim-Witness Advocacy

(a) (No change.)

(b) The Director shall determine the amount of grant awards that are disbursed to the county Offices of Victim-Witness Advocacy within each county prosecutor's office, established pursuant to N.J.S.A. 52:4B-44b and 52:4B-45.

1. (No change.)

2. Each county prosecutor shall submit a certification executed by each of the following county officials: the county prosecutor; the chief executive or chief appointed official; the chief financial officer; and the [freeholder] **county commissioner** director or president. The certification shall state that they authorize the application and that the grants awarded from the Fund will be expended solely for the development, provision, and/or enhancement of services to victims and witnesses in accordance with legislative mandates or the Attorney General Standards and related administrative and training costs.

3.-4. (No change.)

STATE

(b)

DIVISION OF THE NEW JERSEY STATE LIBRARY New Jersey Library Construction Bond Act Rules Adopted Amendments: N.J.A.C. 15:24-2.5, 2.6, and 4.1

Proposed: July 3, 2023, at 55 N.J.R. 1322(a).

Adopted: September 5, 2023, by Jennifer R. Nelson, State Librarian.

Filed: September 5, 2023, as R.2023 d.116, **without change**.

Authority: P.L. 2017, c. 149.

Effective Date: October 2, 2023.

Expiration Date: November 4, 2026.

Summary of Public Comment and Agency Response:

No public comments were received.

Federal Standards Statement

The adopted amendments are not subject to Federal standards or requirements, therefore, a Federal standards analysis is not required for this rulemaking.

Full text of the adoption follows:

SUBCHAPTER 2. TERMS OF GRANT PROGRAM

15:24-2.5 Computation of square footage costs

(a) The maximum per square foot costs for computation of the project grant funding of construction, rehabilitation, and repair have been set at \$500.00 per square foot for new construction and \$350.00 per square foot for rehabilitation and repair. For the rehabilitation and repair of a building registered as a New Jersey or Federal historic site, the maximum cost per square foot has been set at \$500.00. If the grant program is administered in a phased-solicitation process, these costs will be adjusted annually according to the Consumer Price Index for All Urban Consumers (CPI-U), Northeast Region, All Items, not seasonally adjusted.

1. The State Librarian may, at any time during the administration of the grant program, adjust the maximum per square foot costs for documented increases in the Consumer Price Index for All Urban Consumers, Northeast Region, All Items, whenever such adjustment would ensure the implementation of the grant program and fulfillment of its purpose. The adjusted maximum allowable square foot cost shall be calculated based on the most recent 12-month change in the Consumer Price Index for All Urban Consumers, Northeast Region, All Items.

(b)-(e) (No change.)

15:24-2.6 Eligible and ineligible project costs

(a) (No change.)

(b) The following are ineligible project costs:

1.-2. (No change.)

3. Expenses for off-site storage and related moving costs, when necessary, after 18 months; and

4. (No change in text.)

SUBCHAPTER 4. APPLICATION PROCEDURES; REVIEW OF APPLICATIONS

15:24-4.1 Application procedures

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

(h) Any substantial changes to a project after a grant is made shall be submitted, by a method as prescribed by the State Librarian, to the State Librarian and the President. The initial substantial changes to a project request form will be made available on the New Jersey Library Construction Bond Act page of the New Jersey State Library website, and such additional forms as the State Librarian requires the applicant to complete will be provided to the applicant individually. The State Librarian and the President may request meeting(s) with the applicant, the architect, and others associated with the project, as necessary. The State Librarian and the President shall approve or deny the proposed substantial

change(s), in part or in whole, following review and analysis of the materials submitted by the grant recipient; provided, however, that where the proposed substantial changes require the reallocation of any funds appropriated by the Legislature and allocated to the projects, the approval of the Joint Budget Oversight Committee shall also be required in accordance with the Bond Act. Approval of the substantial changes to a project or changes to the amount of a project grant are necessary in order for the grant recipient to proceed.

(i)-(j) (No change.)

TRANSPORTATION

(a)

NEW JERSEY TRANSIT CORPORATION

Reduced Fare Transportation Program for Seniors and People with Disabilities

Adopted New Rules: N.J.A.C. 16:73

Proposed: January 17, 2023, at 55 N.J.R. 97(a)

Adopted: June 14, 2023, by New Jersey Transit Corporation, Kevin S. Corbett, President and Chief Executive Officer.

Filed: August 29, 2023, as R.2023 d.115, **without change**.

Authority: N.J.S.A. 27:25-5.e and n.

Effective Date: October 2, 2023.

Expiration Date: October 2, 2030.

Summary of Public Comment and Agency Response:

The comment period officially ended on March 18, 2023. **The New Jersey Transit Corporation (NJ TRANSIT) received no public comments.**

Federal Standards Statement

In order to be eligible to receive Federal funds pursuant to 49 U.S.C. § 5307(c)(1)(d), NJ TRANSIT is required to certify that fares charged to seniors and people with disabilities do not exceed one-half of the one-way fares generally applicable to other persons at peak hours. While Federal law defines “seniors” as an individual who is 65 years of age or older, the NJ TRANSIT Reduced Fare Program lowers the threshold to 62 years of age. Therefore, this rulemaking extends the benefits beyond those imposed by Federal law, but does not exceed Federal law.

Full text of the adopted new rules follows:

CHAPTER 73

REDUCED FARE TRANSPORTATION PROGRAM FOR SENIORS AND PEOPLE WITH DISABILITIES

SUBCHAPTER 1. INTRODUCTION

16:73-1.1 Definitions

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

“Carrier” means any individual, partnership, association, corporation, joint stock company, public agency or public authority, trustee, or receiver operating or controlling motor buses or rail/light rail passenger service on established routes within the State of New Jersey or between points in the State and points in adjacent states.

“Demand responsive” means any system of transporting individuals, including the provision of designated public transportation service by public entities and the provision of transportation service by private entities, including, but not limited to, specific public transportation service, which is not operated on a fixed route system.

“Established routes” means all regular intrastate routes of the participating carriers authorized by NJ TRANSIT, the Office of Regulatory Affairs of the New Jersey Motor Vehicle Commission, municipality, or any other regulatory agency, and interstate routes authorized by the Surface Transportation Board (or its predecessor, the Interstate Commerce Commission), or any other regulatory agency.

“Established routes” does not include those trips to and from Atlantic City locations when the passenger receives from any source, money, or other gratuities in addition to the transportation purchased.

“Interstate” means between points in the State and points in adjacent states.

“Intrastate” means points within the State.

“Motor bus” means “autobus” as defined at N.J.S.A. 48:4-1, and includes those autobuses, commonly called jitneys, as described at N.J.S.A. 48:16-23.

“NJ TRANSIT” or “the Corporation” means the New Jersey Transit Corporation.

“NJ TRANSIT Reduced Fare Photo Identification Card (NJ TRANSIT Photo ID Card)” means an identification card issued by NJ TRANSIT that can be used as proof of eligibility for participation in NJ TRANSIT’s Reduced Fare Transportation Program for Seniors and People with Disabilities.

“NJ TRANSIT Reduced Fare Program” means NJ TRANSIT’s Reduced Fare Transportation Program for Seniors and People with Disabilities.

“Person with a disability” or “people with disabilities” is an individual(s) who by reason of illness, injury, age, congenital malfunction, or other incapacity or temporary or permanent disability (including any individual who is a wheelchair user or has semi-ambulatory capabilities), cannot use effectively, without special facilities, planning or design, transportation service, or a transportation facility.

“Reduced fare” means no more than one half, rounded down to the nearest nickel, of the regular adult one-way fare as set forth in the carrier’s tariffs.

“Senior” means any individual 62 years of age or over regardless of residence.

“Tariff” means the document setting forth the fares, rates, charges, and other provisions pertaining to the public transportation services furnished by the carrier. Tariff includes the documents maintained by NJ TRANSIT setting forth the fares for the public transportation services operated directly by NJ TRANSIT or operated for NJ TRANSIT by third-party contractors.

16:73-1.2 Purpose

The NJ TRANSIT Reduced Fare Program is designed to provide intrastate and interstate autobus and rail and light rail passenger service for seniors and people with disabilities on regular routes of the participating carriers at no more than one half of the regular adult one-way fare as set forth in the carrier’s tariffs.

16:73-1.3 Exclusions

Seniors and people with disabilities are not permitted to ride at a reduced fare on intrastate and interstate school, charter, demand responsive, or special motor bus and rail and light rail passenger service, and trips to or from Atlantic City locations when the user receives, from any source, money or other gratuities in addition to the transportation purchased.

SUBCHAPTER 2. IDENTIFICATION AND REGISTRATION

16:73-2.1 Registration of seniors for NJ TRANSIT Reduced Fare Photo Identification Card

(a) Individuals may complete a NJ TRANSIT Photo ID Card application through the NJ TRANSIT website at <http://www.njtransit.com>. Alternatively, they can obtain a printed application at an NJ TRANSIT Customer Service Office, from NJ TRANSIT’s website, or by writing, or calling the NJ TRANSIT Reduced Fare Program at:

NJ TRANSIT Finance Department
Reduced Fare Program
One Penn Plaza East
Newark, NJ 07105
Phone: 973-491-7112

(b) If the individual chooses to submit a physical application, rather than complete the online application, the completed signed application, along with a passport photo obtained at the applicant’s expense and copies of legal documentation (acceptable legal documentation includes a