

CHAPTER 72
HIGH LEVEL ALARMS

SUBCHAPTER 2. ADMINISTRATION AND ENFORCEMENT

5:72-2.8 Applicants' right of appeal; procedure

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

(c) The application for appeal shall be, in writing, filed with the Hearing Coordinator, Department of Community Affairs, Division of Fire Safety, PO Box 809, Trenton, NJ 08625-809 and shall briefly set forth the appellant's position. Such application shall state the name and address of the appellant and the address of the terminal in question, and shall reference specific sections of the rules and the extent and nature of the appellant's reliance on them. The appellant may append to the written application any relevant data or information.

CHAPTER 74
STANDARD FOR THE CERTIFICATION OF FIRE PROTECTION
EQUIPMENT CONTRACTORS

SUBCHAPTER 2. ADMINISTRATION OF PERMIT AND
CERTIFICATION PROGRAM

5:74-2.7 Dispute settlement hearing

(a) Any person aggrieved by any action, notice, ruling, or order of the Commissioner, with respect to this chapter, shall have the right to a dispute settlement hearing, in accordance with the Administrative Procedure Act, P.L. 1968, c. 410 (N.J.S.A. 52:14B-1 et seq., 52:14F-1 et seq.), and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1. The aggrieved party shall submit a written request to the Commissioner for a hearing within 15 days of the action, notice, ruling, or order. The request shall be made to the Hearing Coordinator, Department of Community Affairs, Division of Fire Safety, PO Box 809, Trenton, NJ 08625-0809. All hearing requests shall include:

1.-4. (No change.)

CHAPTER 75
FIRE SERVICE INCIDENT MANAGEMENT SYSTEM

SUBCHAPTER 1. GENERAL PROVISIONS

5:75-1.7 Appeals

(a) Any person aggrieved by any notice, action, ruling, or order of the Commissioner, with respect to these rules, shall have a right to a hearing before the Office of Administrative Law, in accordance with the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq., 52:14F-1 et seq., and the Uniform Administrative Procedure Rules, N.J.A.C. 1:1.

1. The aggrieved person shall request a hearing. The request shall be made within 15 days after receipt of the action or ruling being contested. The request shall be made to the Hearing Coordinator, Department of Community Affairs, Division of Fire Safety, PO Box 809, Trenton, NJ 08625-0809. The request for hearing shall raise all issues that shall be set forth at the hearing.

(a)

**NEW JERSEY HOUSING AND MORTGAGE FINANCE
AGENCY**

**Notice of Administrative Correction
Low-Income Housing Tax Credit Qualified
Allocation Plan
Point System for the Supportive Housing Cycle
N.J.A.C. 5:80-33.17**

Effective Date: March 19, 2024.

Take notice that New Jersey Housing and Mortgage Finance Agency is correcting an error in the adoption of amendments, repeal, and new rule to the Low-Income Housing Qualified Allocation Plan (QAP) that was published in the March 4, 2024 New Jersey Register at 56 N.J.R. 343(b).

In the adoption notice, the first sentence at N.J.A.C. 5:80-33.17(a) states: "The point system for the Supportive Housing Cycle includes all point categories of the Family Cycle except for the point categories at N.J.A.C. 5:80-33.15(a)3, concerning large-family units, N.J.A.C. 5:80-33.15(a)5, concerning social services, and N.J.A.C. 5:80-33.15(a)22, concerning supportive housing units." See 56 N.J.R. 369. The cross-reference to N.J.A.C. 5:80-33.15(a)22, regarding supportive housing units is incorrect; the cross-reference should be, and is hereby corrected to be, N.J.A.C. 5:80-33.15(a)21.

Full text of the corrected rule follows (addition indicated in boldface **thus**; deletion indicated in brackets [thus]):

SUBCHAPTER 33. LOW INCOME HOUSING TAX CREDIT
QUALIFIED ALLOCATION PLAN

5:80-33.17 Point system for the Supportive Housing Cycle

(a) The point system for the Supportive Housing Cycle includes all point categories of the Family Cycle except for the point categories at N.J.A.C. 5:80-33.15(a)3, concerning large-family units, N.J.A.C. 5:80-33.15(a)5, concerning social services, and N.J.A.C. 5:80-33.15(a)[22]**21**, concerning supportive housing units. Additionally, the point categories at N.J.A.C. 5:80-33.15(a)14ii and iii are replaced, respectively, with the following, for a maximum of seven points available pursuant to N.J.A.C. 5:80-33.15(a)14 for applications in the Supportive Housing Cycle.

1.-3. (No change.)

(b) (No change.)

BANKING AND INSURANCE

(b)

DIVISION OF INSURANCE

**Notice of Readoption
Group Self-Insurance**

Readoption: N.J.A.C. 11:15

Authority: N.J.S.A. 17:1-8.1, 17:1-15.e, 17:49A-1 et seq., 34:15-77 et seq., 18A:18B-1 et seq., 18A:64-86 et seq., and 40A:10-36 et seq.

Authorized By: Justin Zimmerman, Acting Commissioner,
Department of Banking and Insurance.

Effective Date: March 18, 2024.

New Expiration Date: March 18, 2031.

Take notice that pursuant to the provisions at N.J.S.A. 52:14B-5.1.c, the rules at N.J.A.C. 11:15 were scheduled to expire on April 18, 2024. The chapter sets forth rules that govern the formation of pooling mechanisms by groups of hospitals seeking to self-insure workers' compensation coverage; by local units of government or boards of education seeking to join together to insure against liability, property damage, workers' compensation, environmental impairment liability (local units only), and to provide group health and term life insurance; by nonprofit corporations and Keys amendment facilities seeking to form a joint insurance fund for the purpose of insuring against liability, property damage, and workers' compensation; and by State colleges seeking to form a State college risk management group for the purpose of insuring against liability, property damage, and workers' compensation.

N.J.A.C. 11:15 sets forth rules on the following subjects:

1. Hospital workers' compensation group self-insurance;
2. Joint insurance funds for local governmental units providing property and liability coverages;
3. Joint insurance funds for local governmental units providing group health and term life benefits;
4. Joint insurance funds for school boards providing property and liability coverages;
5. Joint insurance funds for school boards providing group health and term life benefits;

6. Joint insurance funds for nonprofit corporations and Keys amendment facilities; and

7. State college risk management groups.

The rules in this chapter were promulgated to implement statutory requirements in Titles 17, 18A, 34, and 40A of the New Jersey Statutes.

Subchapter 1 implements N.J.S.A. 34:15-77 et seq., which authorizes 10 or more hospitals licensed in this State to pool their workers' compensation liabilities through the formation of a self-insurance group or pool. Subchapter 1 implements those provisions by establishing criteria for: the organization and administration of such groups; the obligations of the group and its members; the manner in which rates are established and profits and losses distributed; and methods to guard against insolvency or financial deterioration of the group.

Subchapters 2 and 3 authorize two or more local units of government to form a joint insurance fund for the purpose of insuring against claims for liability, property damage, and workers' compensation, insuring against loss or theft of money or securities, providing blanket bond coverage of certain county municipal officers and employees for faithful performance in discharge of their duties, insuring against environmental impairment liability, and providing contributory or noncontributory group health or group term life insurance. Subchapter 2 provides the standards governing the establishment, operation, oversight, modification, and dissolution of property and liability joint insurance funds. Subchapter 3 essentially reflects the requirements set forth in Subchapter 2, with appropriate modifications, to address the provision of group health and term life coverages.

Subchapters 4 and 5 authorize two or more boards of education to form a joint insurance fund to insure against liability, property damage, losses from liability for a member's acts or omissions, workers' compensation, and expenses of defending any claim against the school board, county college, officer, or servant arising out of the course of performing their duties (Subchapter 4); and for the provision of group health and group term life benefits (Subchapter 5). Subchapters 4 and 5 set forth the requirements for the establishment, operation, oversight, modification, and dissolution of a school board joint insurance fund, and essentially reflect the requirements set forth in Subchapters 2 and 3, respectively, with appropriate modifications to address specific statutory requirements related to school boards and school board insurance funds.

Subchapter 6 permits two or more nonprofit corporations or two or more Keys amendment facilities, as applicable, to form a joint insurance fund for the purpose of insuring against liability, property damage, and workers' compensation. Subchapter 6 sets forth the requirements for the establishment, operation, oversight, modification, and dissolution of a joint insurance fund formed for that purpose. The general requirements set forth in Subchapter 6 essentially reflect those set forth in Subchapters 2 and 4, with differences to reflect that these joint insurance funds are formed by entities other than public entities with taxing authority.

Subchapter 7 permits two or more State colleges to establish a State college risk management group for the purpose of insuring against liability, property damage, and workers' compensation. Subchapter 7 sets forth the requirements for the establishment, operation, oversight, modification, and dissolution of a group formed for that purpose. The general requirements set forth in Subchapter 7 essentially reflect those in Subchapter 4.

N.J.A.C. 11:15 continues to be necessary, reasonable, and proper for the purposes for which it was originally promulgated. Accordingly, pursuant to N.J.S.A. 52:14B-5.1.c(1), these rules are readopted and shall continue in effect for a seven-year period.

LAW AND PUBLIC SAFETY

(a)

DIVISION OF CONSUMER AFFAIRS BOARD OF MEDICAL EXAMINERS HEARING AID DISPENSERS EXAMINING COMMITTEE Licensing Examination

Adopted Amendment: N.J.A.C. 13:35-8.17

Proposed: May 15, 2023, at 55 N.J.R. 988(a).

Adopted: January 10, 2024, by the State Board of Medical Examiners, Otto F. Sabando, D.O., President.

Filed: March 12, 2024, as R.2024 d.031, **without change**.

Authority: N.J.S.A. 45:9A-7.

Effective Date: April 15, 2024.

Expiration Date: April 3, 2025.

Summary of Public Comment and Agency Response:

The official comment period ended July 14, 2023. **The Board of Medical Examiners received no comments.**

Federal Standards Statement

A Federal standards analysis is not required because there are no Federal laws or standards applicable to the adopted amendment.

Full text of the adoption follows:

SUBCHAPTER 8. HEARING AID DISPENSERS

13:35-8.17 Licensing examination

(a) (No change.)

(b) The written examination shall consist of:

1. The International Licensing Examination (ILE) offered by the International Hearing Society (IHS); and

2. A jurisprudence examination offered by the Committee, testing knowledge relating to the laws and rules governing the practice of fitting and dispensing hearing aids.

(c) A candidate shall not be eligible to take the jurisprudence or practical examinations until he or she has successfully passed the ILE.

(d) In order to pass the jurisprudence examination, a candidate shall attain a score of 70 or greater.

Recodify existing (c)-(d) as (e)-(f) (No change in text.)

(g) A candidate who has successfully passed the ILE shall have two years from the date he or she passed the ILE to take and successfully pass the jurisprudence and practical examinations. A candidate who has not passed the jurisprudence and/or practical examinations within this two-year time period shall be required to retake and pass the ILE prior to retaking the jurisprudence and practical examinations.

(b)

DIVISION OF CONSUMER AFFAIRS STATE BOARD OF SOCIAL WORK EXAMINERS Licensed Clinical Social Worker Scope of Practice Adopted Amendment: N.J.A.C. 13:44G-3.1

Proposed: May 15, 2023, at 55 N.J.R. 1001(a).

Adopted: January 10, 2024, by the Board of Social Work Examiners, Maureen Braun Scalera, MSW, LCSW, Chair.

Filed: March 11, 2024, as R.2024 d.029, **without change**.

Authority: N.J.S.A. 45:15BB-11.

Effective Date: April 15, 2024.

Expiration Date: June 13, 2029.