

VOLUME 41, ISSUE 11

ISSUE DATE: JUNE 1, 2009

**RULE PROPOSALS**

**HUMAN SERVICES  
OFFICE OF LICENSING**

41 N.J.R. 2198(a)

**Proposed Amendments: N.J.A.C. 10:44A-1.3, 1.4, 1.7, 2.9, 3.1, 4.1, 5.1, 5.4, 5.7, 6.1, 6.2, 6.3 and 6.4**

**Proposed Repeal: N.J.A.C. 10:44A Appendix**

**Standards for Community Residences for Individuals with Developmental Disabilities**

Authorized on March 23, 2009 by: Jennifer Velez, Commissioner, Department of Human Services.

Authority: N.J.S.A. 30:11B-1 et seq., specifically 30:11B-4.

Calendar Reference: See Summary below for explanation of exception to calendar requirement.

Proposal Number: PRN 2009-154.

Submit written comments by July 31, 2009 to:

Douglas Swan  
Administrative Practice Officer  
Department of Human Services  
Office of Program Integrity and Accountability  
PO Box 700  
Trenton, NJ 08625-0700

The agency proposal follows:

**Summary**

This chapter constitutes the minimum licensing requirements for community residences for persons with developmental disabilities, including group homes, supervised apartments and supported living. The Department of Human Services proposes substantive and technical amendments to the rules.

The Department will notify agencies and organizations representing the regulated community of this notice of proposal. Notice of the proposal will also be sent to the media with offices in the State House and posted on the Department web site at [www.state.nj.us/humanservices/Rules/index.htm](http://www.state.nj.us/humanservices/Rules/index.htm).

Specifically, amendments to the definition of "Community Services" are proposed to delete the addresses of the Division's Regional offices, because this information is already stated at N.J.A.C. 10:44A-1.4(a). The amendment to the definition of "licensing agency" is proposed to refer to the Office of Licensing, rather than Developmental Disabilities Licensing within the Office of Licensing. This proposed amendment is intended to clarify that the Office of Licensing, as a whole, is the licensing agency.

Also in this section, an amendment to the definition of "full license" at N.J.A.C. 10:44A-1.3 is proposed to indicate that a full license is effective for up to two years, rather than one year as currently required. This proposed amendment supports the Department's efforts to strengthen current licensing systems by ensuring more efficient and effective use of resources, enabling inspectors to conduct more immediate evaluation of residences that warrant closer review and implementing strategies to intervene before deficiencies result in harm to consumers. The use of unannounced real-time assessments of service delivery will supplement inspections on a routine, planned basis tied to the licensing cycle.

Amendments are proposed at N.J.A.C. 10:44A-1.4(a)1, 2 and 3 to delete obsolete information and insert a table of updated information for all Division Regional Offices.

An amendment is proposed at N.J.A.C. 10:44A-1.7 to indicate that renewed full licenses are effective for up to two years from the expiration date of the preceding license, consistent with the proposed change in the definition of "full license" at N.J.A.C. 10:44A-1.3, discussed above.

Amendments are proposed at N.J.A.C. 10:44A-2.9(d) concerning physical examinations upon admission to a community residence. The proposed amendment at N.J.A.C. 10:44A-2.9(d)1ix corrects a citation. The proposed amendment at N.J.A.C. 10:44A-2.9(d)1x changes the time limit for completion of a physical examination. The current rule requires the results of a physical examination to be completed within 90 days prior to the scheduled admission date. The proposed amendment lengthens the time limit to one year prior to the scheduled admission date. The proposed amendment at N.J.A.C. 10:44A-2.9(d)1xii deletes the requirement for documentation that the individual is free of communicable disease. The current rule requires certification from a physician stating the individual is free of communicable disease, with written documentation provided to the licensee within 72 hours of admission. This requirement is proposed for deletion. Upon advice from the Medical Director of the Department of Human Services, the Department determined that a physical examination performed within one year prior to admission is sufficient to protect the health, safety and welfare of individuals receiving services and of direct care staff. The proposed amendments at N.J.A.C. 10:44A-2.9(d)1xiii are a technical correction to insert a missing word and to recodify the subparagraph as a result of the deletion of subparagraph (d)1xii.

Amendments are proposed at N.J.A.C. 10:44A-3.1(b)2 to update references to advocates available to assist individuals served in understanding and enforcing their rights. These advocates include Disability Rights New Jersey, previously known as New Jersey Protection and Advocacy (N.J.A.C. 10:44A-3.1(b)2i); the Office of Licensing, previously referenced as Developmental Disabilities Licensing (N.J.A.C. 10:44A-3.1(b)2iii); and the Department of Children and Families State

Central Registry, previously known as the Division of Youth and Family Services' Child Abuse Control (N.J.A.C. 10:44A-3.1(b)2vi).

An amendment is proposed at N.J.A.C. 10:44A-4.1(d)2 to lengthen the time limit for records of medical examinations prior to admission, consistent with the proposed amendment at N.J.A.C. 10:44A-2.9(d)1x discussed above. An amendment is proposed at N.J.A.C. 10:44A-4.1(d)3 to delete the obsolete requirement for hepatitis B screening results in accordance with N.J.A.C. 10:48-2, which expired on May 21, 2006. An amendment is proposed at N.J.A.C. 10:44A-4.1(d)5 to update a citation.

An amendment is proposed at N.J.A.C. 10:44A-5.1(h) to delete a reference to chapter Appendix A, which is proposed for repeal and replace it with a reference to N.J.A.C. 8:57, the Department of Health and Senior Services rules for communicable disease. A further amendment adds "advanced practice nurse's" care based on the definition of the term "health care provider" in N.J.A.C. 8:57. N.J.A.C. 10:44A-5.1(i) is proposed for deletion to remove the obsolete requirement for compliance with expired N.J.A.C. 10:48-2. Current N.J.A.C. 10:48-2, which now specifies rules for contested cases, previously specified rules for viral hepatitis. However, the rules for viral hepatitis expired on May 21, 2006. (See 38 N.J.R. 2584(a).

An amendment is proposed at N.J.A.C. 10:44A-5.4(a)1 to update the agency name and telephone number for what is now the Department of Children and Families State Central Registry.

An amendment is proposed at N.J.A.C. 10:44A-5.7(b) to update a reference to the New Jersey Division of Motor Vehicles, which is now known as the New Jersey Motor Vehicle Commission.

An amendment is proposed at N.J.A.C. 10:44A-6.1(d) to add that no interior or exterior door, window or opening in a community residence for individuals with developmental disabilities shall be locked, fastened or blocked, so as to prevent or impede the egress of any person in the residence. A rule against locking persons in a residence currently exists at N.J.A.C. 10:44A-6.3(a)8, which is proposed for deletion, as discussed below. The prohibition against locking persons in a residence will be moved to this section and expanded. The amendments are necessary to ensure that persons served can be safely evacuated from the residence in case of fire or other emergency.

Proposed new N.J.A.C. 10:44A-6.2(a)1vii is added to require the licensee's evacuation plan to include an evaluation of each individual according to the use of physical or mechanical restraint. This proposed amendment in effect removes the prohibition of physical restraints, currently at N.J.A.C. 10:44A-6.3(a)8 and proposed for deletion below. The Department recognizes that restraints may be necessary in certain instances and are permitted under certain conditions specified at N.J.A.C. 10:42. However, the evaluation of each individual must ensure that the use of restraints does not impede an individual's evacuation from the residence in case of fire or other emergency.

Proposed new N.J.A.C. 10:44A-6.2(d) is added to require the evacuation plan to include one or more designated points of safety at which all persons assemble after evacuating the premises. A similar rule now at N.J.A.C. 10:44A-6.3(a)6 will be relocated to this section and expanded.

Amendments are proposed at N.J.A.C. 10:44A-6.3 to change the section heading from "Egress protocols" to "Fire drills," and to change the rules in this section to refer to fire drills only. The current section on egress protocols was designed to comply with the Department of Community Affairs Formal Technical Opinion (FTO) 8, which was withdrawn effective December 4, 2006. FTO 8

specified conditions for classification of community residences regulated by the Department of Human Services, based on the evacuation capability of the residents.

Specifically, the opening paragraph at N.J.A.C. 10:44A-6.3(a) is proposed for deletion, because it is no longer necessary now that FTO 8 has been withdrawn. Current N.J.A.C. 10:44A-6.3(a)1 is proposed for deletion because it is unnecessary, since a fire evacuation plan is already required at N.J.A.C. 10:44A-6.2(a). The provisions of current N.J.A.C. 10:44A-6.3(a)2 through 5, 7 and 9 will become requirements for all community residences, rather than conditions for presuming that individuals are capable of prompt self-evacuation. Amendments are proposed at recodified N.J.A.C. 10:44A-6.3(a)2 to require at least one fire drill to be conducted between the hours of 1:00 A.M. and 6:00 A.M., in order to ensure that residents can be safely evacuated during overnight hours. Amendments are proposed at recodified N.J.A.C. 10:44A-6.3(a)4 to delete the word "prompt" because it is unnecessary, since the egress time must be three minutes or less. Current N.J.A.C. 10:44A-6.3(a)6 will be amended and relocated to N.J.A.C. 10:44A-6.2(d), as discussed above. Current N.J.A.C. 10:44A-6.3(a)8 will be amended and relocated to N.J.A.C. 10:44A-6.1(d) and 6.2(a)1vii, as discussed above. Amendments are proposed at recodified N.J.A.C. 10:44A-6.3(c)4 to delete the word "Use" from the phrase "Use Group" in order to conform to the nomenclature used by the Department of Community Affairs.

Amendments are proposed at N.J.A.C. 10:44A-6.4(a) and (b) to delete the word "Use" from the phrase "Use Group" in order to conform to the nomenclature used by the Department of Community Affairs. Current N.J.A.C. 10:44A-6.4(c), concerning provisions for persons who are not capable of prompt self-evacuation, is proposed for deletion because it is obsolete now that FTO 8 has been withdrawn.

N.J.A.C. 10:44A Appendix, which sets forth a table of communicable diseases, is proposed for repeal. Provisions for communicable disease will be governed by N.J.A.C. 8:57, cited in the proposed amendments to N.J.A.C. 10:44A-5.1(h), discussed above. Provisions for reporting disease outbreaks will be governed by the rules for reporting unusual incidents, as specified at N.J.A.C. 10:44A-2.2(b)5.

Because the Department has provided a 60-day comment period for this notice of proposal, this notice is excepted from the rulemaking calendar requirements, pursuant to N.J.A.C. 1:30-3.3(a)5.

## **Social Impact**

The Department anticipates a positive social impact as a result of the proposed amendments lengthening the licensing cycle from one to two years. Two-year licensure will facilitate reduction in the current and future licensing inspection backlog and allow reports of routine inspections to be completed more promptly. A survey of more than 100 agencies operating licensed community residences, conducted by the Office of Licensing in May 2008, found that the respondents' primary concern is the need for more timely reporting of inspection results. Implementation of a two-year licensing cycle will free up resources for preparation and distribution of inspection reports and enable the Office of Licensing to concentrate its resources on the most problematic residences, while ensuring scheduled inspections of all licensed residences.

Lengthening the licensing cycle while strengthening risk-based oversight is consonant with national trends and supported by national experts in human services regulation. According to the National Association for Regulatory Administration, "annual renewal may contribute to maintaining

standards, but it drains off energy that might be used to achieve generally better compliance. Moreover, doing away with annual renewal should reduce racing the calendar."

The remaining proposed amendments and the rule proposed for repeal will have a positive social impact by providing the public with updated information and terminology consistent with the usage of this Department, as well as other Departments and private organizations in the State.

### **Economic Impact**

The proposed amendments are expected to have little or no economic impact on the regulated public. The proposed amendments may have a positive economic impact on the Department by allowing the Office of Licensing to use resources more efficiently. The rule proposed for repeal will have no economic impact on the public or the Department.

### **Federal Standards Statement**

The proposed amendments and repeal have no provision controlled or regulated by any Federal requirements; therefore, a Federal standards analysis pursuant to Executive Order No. 27 (1994) and P.L. 1995, c. 65 is not required.

### **Jobs Impact**

The proposed amendments and repeal will not result in the creation or loss of any jobs.

### **Agriculture Industry Impact**

The proposed amendments and repeal will have no impact on the agriculture industry.

### **Regulatory Flexibility Analysis**

The proposed amendments and repeal will have an impact on approximately 130 agencies, of which approximately 80 percent may be considered small businesses as the term is described in the Regulatory Flexibility Act, N.J.S.A. 52:14B-16 et seq.; that is, they have less than 100 full-time employees. The proposed amendments and repeal will have no effect on reporting or recordkeeping. There will be a minimal compliance requirement change, due to the new requirement that fire drills must be performed at least once a year between the hours of 1:00 A.M. and 6:00 P.M. The proposed amendments and repeal must be uniformly applied, regardless of the size of the provider agency, to ensure that the licensure of residences for individuals with developmental disabilities is consistently implemented throughout the State.

### **Smart Growth Impact**

The proposed amendments and repeal will have no impact on smart growth or on the implementation of the New Jersey State Development and Redevelopment Plan.

### **Housing Affordability Impact**

The proposed amendments and repeal will have an insignificant impact on affordable housing in New Jersey and there is an extreme unlikelihood that the rules would evoke a change in the average

costs associated with housing because the rules concern standards for community residences for persons with developmental disabilities.

### **Smart Growth Development Impact**

The proposed amendments and repeal will have an insignificant impact on smart growth and there is an extreme unlikelihood that the rules would evoke a change in housing production in Planning Areas 1 or 2 or within designated centers under the State Development and Redevelopment Plan in New Jersey because the rules concern standards for community residences for persons with developmental disabilities.

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

#### SUBCHAPTER 1. GENERAL PROVISIONS

##### 10:44A-1.3 Definitions

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

...

"Community Services" means a component of the Division of Developmental Disabilities, which provides housing and supportive services to aid persons with developmental disabilities in establishing themselves in the community. [Geographic regions and locations of offices are as follows:

1. Northern Regional Office, serving Sussex, Warren, Morris, Bergen, Passaic, and Hudson Counties, at the Greenbrook Regional Center, 275 Greenbrook Road, Green Brook, N.J. 08872;
2. Upper Central Regional Office, serving Essex, Somerset, and Union Counties, at the Greenbrook Regional Center, 275 Greenbrook Road, Greenbrook, N.J. 08872;
3. Lower Central Regional Office, serving Mercer, Middlesex, Ocean, Hunterdon, and Monmouth Counties, Capital Center, 50 East State St., PO Box 726, Tinton, N.J. 08625-0726; and
4. Southern Regional Office, serving Camden, Atlantic, Salem, Gloucester, Cumberland, Cape May, and Burlington Counties, 101 Haddon Avenue, Suite 17, Camden, N.J. 08103-1485.]

...

"Full license" means the authorization to operate based upon substantial compliance with this chapter. A full license shall be effective for up to [one] **two** years.

...

"Licensing agency" means [Developmental Disabilities Licensing, within] the Office of Licensing, Department of Human Services.

...

#### 10:44A-1.4 Application for licensure

(a) An application for licensure may be obtained by contacting the appropriate **Division** Regional [Assistant Director's] Office [(see the definition of "Community Services" at N.J.A.C. 10:44A-1.3)] **listed below:**

1. Northern Region and Upper Central Region  
c/o Greenbrook Regional Center  
275 Greenbrook Road  
Green Brook, NJ 08812
2. Lower Central Region  
Capital Center  
50 East State Street  
PO Box 726  
Trenton, NJ 08625-0726
3. Southern Region  
101 Haddon Avenue, Suite 17  
Camden, NJ 08103-1485]

#### NORTHERN REGION

**1-B Laurel Drive**

**Flanders, NJ 07836**

**Phone: (973) 927-2600**

**(Counties served: Morris, Sussex and Warren)**

**100 Hamilton Plaza, 7th Floor**

**Paterson, NJ 07505**

**Phone: (973) 977-4004**

**(Counties served: Bergen, Hudson and Passaic)**

#### UPPER CENTRAL REGION

**59 Main Street**

**West Orange, NJ 07052**

**Phone: (973) 324-2000**

**(Counties served: Somerset and Union)**

**153 Halsey Street, 2nd Floor**

**P.O. Box 47013, Newark, NJ 07101**

**Phone: (973) 693-5080**

**(County served: Essex)**

**LOWER CENTRAL REGION**

**32 Hanover Street**

**P.O. Box 706**

**Trenton, NJ 08625-0706**

**Phone: (609) 292-4500**

**(Counties served: Hunterdon, Mercer and Middlesex)**

**Juniper Plaza, Suite 1 - 11**

**3499 Route 9 North**

**Freehold, NJ 07728**

**Phone: (732) 863-4500**

**(Counties served: Ocean and Monmouth)**

**SOUTHERN REGION**

**2 Echelon Plaza**

**221 Laurel Road, Suite 210**

**Voorhees, NJ 08043**

**Phone: (856) 770-5900 (Counties served: Burlington, Camden and Gloucester)**

**5218 Atlantic Avenue, Suite 205**

**Mays Landing, NJ 08330**

**Phone: (609) 476-5200**

**(Counties served: Atlantic, Cape May, Cumberland and Salem)**

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

10:44A-1.7 Renewal of a license

(a) [Full] **Upon reinspection, full** licenses shall be effective for [one] **up to two** years from the expiration date of the preceding license, unless otherwise specified by the [Department] **licensing agency** by the issuance of a provisional license, a non-renewal of license, suspension of license or revocation of license.

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

**SUBCHAPTER 2. ORGANIZATION AND ADMINISTRATION**

10:44A-2.9 Records; individuals receiving services

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

(d) Individual records shall include:

1. Pre-admission information, as follows:

i.-viii. (No change.)

ix. The IHP as amended or modified as specified at N.J.A.C. 10:44A-[4.2(c)]**4.2(a)**;

x. The results of a physical examination completed within [90 days] **one year** prior to the scheduled admission date;

xi. The results of a Mantoux Skin Test, completed within the past year, obtained within 30 days prior to admission; **and**

[xii. Certification from a physician stating the individual is free of communicable disease (written documentation shall be provided to the licensee within 72 hours of admission); and]

[xiii.] **xii.** An immunization record, as available **and** as required for individuals under the age of 22[.];

2.-12. (No change.)

### SUBCHAPTER 3. ADVOCACY AND RIGHTS

#### 10:44A-3.1 General requirements

(a) (No change.)

(b) Upon admission to the program and then upon subsequent request, the licensee shall provide the individual receiving services and his or her guardian, where applicable, with the following:

1. (No change.)

2. The names, addresses and telephone numbers of advocates available to assist the individual in understanding and enforcing these rights, to include, at a minimum:

[i. New Jersey Protection and Advocacy, Inc.];

**i. Disability Rights New Jersey;**

ii. (No change.)

iii. Office of Licensing[, Developmental Disabilities Licensing];

iv.-v. (No change.)

vi. [Division of Youth and Family Services' Child Abuse Control number (1-800-792-8610)] **Department of Children and Families State Central Registry at 1-877-NJ-ABUSE (1-877-652-2873)**, if applicable; and

vii. (No change.)

3.-4. (No change.)

(c)-(g) (No change.)

#### SUBCHAPTER 4. SERVICE DELIVERY/HABILITATION

##### 10:44A-4.1 Pre-admission and admission

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

(d) Prior to admissions, the appropriate Regional Office shall provide the licensee with the following:

1. (No change.)

2. Results from a medical examination conducted no more than [90 days] **one year** prior to admission;

3. A current immunization record, as available [and hepatitis B screening results in accordance with N.J.A.C. 10:48-2];

4. (No change.)

5. Pre-admission information required under N.J.A.C. 10:44A-2.9[(a)1i](**d**)**1i** through xi.

(e)-(h) (No change.)

#### SUBCHAPTER 5. HEALTH AND SAFETY

##### 10:44A-5.1 General health care

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

(h) Upon confirmation that an individual has contracted a communicable disease as [identified in the chapter Appendix, incorporated herein by reference] **specified at N.J.A.C. 8:57**, the licensee shall ensure exposed [individuals] **persons served** are placed under a physician's **or advanced practice nurse's** care.

1.-2. (No change.)

[(i) The licensee shall comply with N.J.A.C. 10:48-2 regarding the screening, treatment and control of viral Hepatitis B.]

#### 10:44A-5.4 Emergency telephone numbers

(a) The telephone number of the Division of Development Disabilities' hotline, as well as the nearest hospital, fire department, ambulance service, police department, local Poison Control Center (if applicable)[,] and licensee's emergency telephone number (if applicable) shall be easily accessed and located by each telephone.

1. If a minor is living in **the** residence, the telephone number for the [Division of Youth and Family Services' Office of Child Abuse Control (toll free in New Jersey at 1-800-792-8610)] **Department of Children and Families State Central Registry at 1-877-NJ-ABUSE (1-877-652-2873)** shall also be easily accessed and located by each telephone.

2. (No change.)

#### 10:44A-5.7 Vehicle safety

(a) (No change.)

(b) The licensee shall verify that all vehicles under the auspices of the licensee used to transport individuals with developmental disabilities shall comply with all applicable safety and licensing regulations established by the New Jersey [Division of] Motor Vehicle[s] **Commission**.

1.-4. (No change.)

#### 10:44A-6.1 Fire safety

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

**(d) No interior or exterior door, window or opening in a community residence for individuals with developmental disabilities shall be locked, fastened or blocked, so as to prevent or impede the egress of any person in the residence.**

#### 10:44A-6.2 Fire evacuation plans

(a) The licensee shall design an evacuation plan for each residence in accordance with the Uniform Fire Safety Act (N.J.S.A. 52:27D-192 et seq.) and the individual characteristics of the home.

1. The plan shall be further developed by evaluating each individual according to the following risk factors:

i.-iv. (No change.)

v. Medical factors; [and]

vi. Behavioral factors[.]; **and**

**vii. The use of physical or mechanical restraints.**

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

**(d) The plan shall include one or more designated points of safety at which all persons assemble after evacuating the premises.**

10:44A-6.3 [Egress protocols] **Fire drills**

[(a) Individuals residing in a community residence are presumed to have a prompt self-evacuation capability when the following conditions are met:

1. A site-specific evacuation plan is drawn up and followed;]

[2.] **(a)** Fire drills, supervised by staff, [are] **shall be** performed a minimum of once per month[;].

[3.] **1.** Each shift **shall** perform[s] at least four fire drills a year[;].

[4.] **2.** Fire drills [are] **shall be** performed at random times, so that individuals are engaged in a variety of routine activities during the drills[;]. **At least one fire drill shall be conducted between the hours of 1:00 A.M. and 6:00 A.M.**

[5.] **3.** Fire drills **shall** assume different fire location simulations that require that all means of egress be used[;].

[6. The evacuation plan includes a designated meeting spot at which the individuals assemble after evacuating the premises;]

[7.] **4.** [A prompt] **An** egress time of three minutes or less [is] **shall be** attained and maintained[;].

[8. Individuals are free from physical restraint and are not locked in at any time; and]

[9.] **(b)** Written records [are] **shall be** maintained, including the following information:

Recodify existing i.-iv. as **1.-4.** (No change in text.)

[(b)] **(c)** In the event that an individual exceeds the allotted evacuation time, the licensee shall take one of the following steps:

1.-3. (No change.)

4. Conform to the I-1 [Use] Group classification (N.J.A.C. 5:23).

[(c)] **(d)** (No change in text.)

10:44A-6.4 [Use group] **Group** classification requirements

(a) Group homes housing five or fewer individuals shall meet the requirements of [Use] Group R-3 of the Uniform Construction Code, provided all individuals are either ambulatory or mobile non-ambulatory (see N.J.A.C. 5:23).

(b) [One-and] **One- and** two-family homes housing six to 16 individuals with developmental disabilities shall meet the requirements of [Use] Group R-2 of the Uniform Construction Code, provided all individuals are either ambulatory or mobile non-ambulatory (see N.J.A.C. 5:23).

[(c)] The classification of community residences for individuals with developmental disabilities into Use Group R-3 or R-2 when some individuals are not capable of prompt self-evacuation shall be dependent upon the following:

1. Community residences for individuals with developmental disabilities housing up to two people not capable of prompt self-evacuation shall be classified as R-3 (for five or fewer) or R-2 (for more than five people) provided the following provisions are met:

i. An interconnected smoke detection system complying with the building subcode for the designated use group shall be provided;

ii. The egress protocol, including a site-specific evacuation plan, shall be followed;

iii. Within 24 hours of admission, each new occupant shall participate in a fire drill to ensure compliance with the egress protocols;

iv. One awake staff shall be provided for overnight coverage. Additional awake staff shall be added, as necessary, on a temporary or permanent basis to meet the requirements of the egress protocols as specified in N.J.A.C. 10:44A-6.3;

v. An exit door opening directly to the outside shall be available within 50 feet of each bedroom; and

vi. Ramps shall be provided at all required exits when necessary for wheelchair accessibility.

2. Community residences for individuals with developmental disabilities housing three to five people not capable of prompt self-evacuation shall be classified as R-2 provided the following additional conditions are met:

i. Emergency egress lighting is provided;

ii. A sprinkler system complying with NFPA 13R is provided;

iii. The smoke detection system is tied into a central station; and

iv. Two awake overnight staff are provided.

3. Community residences housing more than five people not capable of prompt self-evacuation shall meet the requirements for an I-2 Use Group classification.]

**[APPENDIX**

**TABLE OF COMMUNICABLE DISEASES**

<b>Respiratory Illnesses</b>	<b>Gastro-Intestinal Illnesses</b>	<b>Contact Illnesses</b>
Chicken pox	Giardia lamblia	Impetigo
German measles+	Hepatitis A+	Lice
Hemophilus	Salmonella+	Scabies
Influenza+	Shigella+	
Measles+		
Meningococcus+		
Mumps+		
Strep throat		
Tuberculosis+		
Whooping cough+		

+Reportable diseases, as specified in N.J.A.C. 8:57]