

obtain approval of a plan to distribute gainsharing funds to project participants.

The ACO Demonstration Project is currently scheduled to end June 30, 2018. The Department of Human Services has reviewed the rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 30:4D-1 et seq., and 30:4J-8 et seq., 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 past the end date of the demonstration project, so that the Department will have continuing authority to require reporting of results from the ACOs following the conclusion of the demonstration project, and to oversee any ongoing gainsharing issues arising from the demonstration project.

(a)

COMMISSION FOR THE BLIND AND VISUALLY IMPAIRED

Notice of Redoption

Organization and General Provisions

Redoption: N.J.A.C. 10:91

Authority: N.J.S.A. 30:1-12, 30:6-1 et seq., and 52:14B-3(1) et seq.; 29 U.S.C. §§ 3101 et seq., and 34 CFR Parts 74, 76, 77, 79, 80, 82, 85, 86, 361, 363, 395, and 397.

Authorized By: Elizabeth Connolly, Acting Commissioner,
Department of Human Services.

Effective Date: November 17, 2017.

New Expiration Date: November 17, 2024.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 10:91 were scheduled to expire on April 4, 2018. N.J.A.C. 10:91 establishes the organization and general policy provisions for all service programs administered within the agency, including blindness education, independent living, business enterprise, and prevention. Vocational Rehabilitation and the Independent Living-Older Individuals who are Blind programs are also administered at the agency, pursuant to the Workforce Innovation and Opportunity Act (the Act), 29 U.S.C. §§ 3101 et seq., for which the State obtains funding under the Act in order to administer and establish a broad network of services for individuals who are blind, vision-impaired, and deaf-blind. The Commission for the Blind and Visually Impaired, created pursuant to N.J.S.A. 30:6-1 has determined that the chapter remains necessary, proper, reasonable, efficient, understandable, and responsive to the purposes for which it was originally promulgated, as amended and supplemented over time, and should be readopted without amendment. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), N.J.A.C. 10:91 is readopted and shall continue in effect for seven years.

(b)

DIVISION OF FAMILY DEVELOPMENT

Notice of Redoption

Social Services Programs for Individuals and Families

Redoption with Technical Changes: N.J.A.C. 10:123

Authority: N.J.S.A. 30:1-12.

Authorized By: Elizabeth Connolly, Acting Commissioner,
Department of Human Services.

Effective Dates: November 17, 2017, Redoption;
December 18, 2017, Technical Changes.

Expiration Date: November 17, 2024.

Take notice that, in accordance with N.J.S.A. 52:14B-5.1, N.J.A.C. 10:123 was scheduled to expire on April 28, 2018. The Division of Family Development (DFD) has reviewed the rules and will readopt this chapter with technical changes.

Take further notice that effective June 29, 2012, P.L. 2012, c. 17, § 93, renamed the Department of Health and Senior Services as the Department of Health. Technical changes are made throughout N.J.A.C. 10:123 to reflect the Department's renaming.

N.J.A.C. 10:123 provides policy and procedures for the DFD and the county welfare agencies (CWAs) to follow in the ongoing implementation of the Rooming and Boarding House Act (Act) of 1979, P.L. 1979, c. 496 (N.J.S.A. 30:1A-1 et seq., and 30:11A-1 et seq.). DFD is responsible for maintaining a Central Registry that provides information about abuse, exploitation, and unsafe and unsanitary conditions in rooming houses, boarding houses, and residential health care facilities. DFD also provides statistical data based on Central Registry cases and follows-up on these cases to assure that remedial action has been taken. DFD is also responsible for setting standards, policies, and procedures for services to residents and monitoring services provided by the CWA to eligible residents of rooming houses, boarding houses, and residential health care facilities.

The following is a description of the subchapters of N.J.A.C. 10:123.

N.J.A.C. 10:123-1 provides the rules for receipt of Federal funds.

N.J.A.C. 10:123-2 provides policy and procedures that DFD and the CWAs must follow in the ongoing implementation of the Rooming and Boarding House Act (Act) of 1979, P.L. 1979, c. 496 (N.J.S.A. 30:1A-1 et seq., and 30:11A-1 et seq.). Pursuant to the Act, DFD is responsible for maintaining a Central Registry of abuse, exploitation, and unsafe and unsanitary conditions in rooming houses, boarding houses, and Residential Health Care Facilities (RHCfs). DFD also provides statistical data based on Central Registry cases and follows-up on these cases to assure that remedial action has been taken. DFD is also responsible for setting standards, policies, and procedures for services to residents and monitoring services provided by the CWA to eligible residents.

The CWAs are assigned various responsibilities including, but not limited to, providing information and referrals, the investigation of complaints involving residents, the provision of services to eligible residents, the coordination of services provided by various State and local agencies, and visiting facilities on a periodic basis.

N.J.A.C. 10:123-3 provides the rules governing the monthly personal needs allowance, to be reserved by owners and operators of RHCfs and boarding homes, to be used by Supplemental Security Income or Work First New Jersey/General Assistance recipient residents. The personal needs allowance may be adjusted annually through public notice in the New Jersey Register.

N.J.A.C. 10:123-4 provides the financial eligibility standards for individuals and families who receive social services provided by the CWA that are funded through the Social Services Block Grant program.

In accordance with N.J.S.A. 52:14B-5.1.c(1), the new expiration date for readopted N.J.A.C. 10:123 is seven years from submission of notice to the Office of Administrative Law.

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

SUBCHAPTER 2. BOARDING HOMES

10:123-2.3 Definitions

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

...
 "Residential health care facility" means a facility, whether in single or multiple dwellings, whether public or private, whether incorporated or unincorporated, whether for profit or nonprofit, operated at the direction of or under the management of an individual or individuals, corporation, partnership, society, or association which furnishes food and shelter to four or more persons 18 years of age or older who are unrelated to the proprietor, and which provides dietary services, recreational activities, supervision of self-administration of medications, supervision of and