

11. The expungement process, as specified at N.J.A.C. 10:88-4.2 (d)-(e) (No change.)

SUBCHAPTER 3. CARD UTILIZATION

10:88-3.1 Obtaining benefits

- (a)-(c) (No change.)
- (d) NJ SNAP benefits shall not be converted into cash.
- (e)-(g) (No change.)

SUBCHAPTER 4. INACTIVE ACCOUNTS AND EXPUNGEMENT OF BENEFITS

10:88-4.1 Overview

The Families First system shall expunge Families First cash and NJ SNAP benefits in accordance with N.J.A.C. 10:88-4.2.

10:88-4.2 Expungement of Families First NJ SNAP and cash benefits

(a) NJ SNAP and cash assistance benefits that are 274 days old or older shall be expunged from the EBT account when the EBT account has been inactive for 274 days.

1. At least 30 days prior to the expungement of NJ SNAP or cash benefits, the Department shall provide a household with a written pre-expungement notice informing the household that the EBT account is inactive and the date that benefits will be expunged should the account remain inactive. The notice shall also include the steps necessary to prevent the expungement.

2. On the 274th day of account inactivity, any benefits on the EBT account that are older than 274 days will be expunged. Any benefits on the account that are under 274 days old will remain available on the account until the benefit reaches the 274th day.

3. Should the account subsequently become active, the expungement timeline for the remaining unexpunged benefits will reset until the account has been inactive for another 274 days.

(b) Benefits may be immediately expunged without notice in situations where it has been verified that all recipient members of the household are deceased.

SUBCHAPTER 6. FISCAL PROCEDURES

10:88-6.2 NJ SNAP claims

- (a) (No change.)
- (b) Any payments made using Families First NJ SNAP benefits should be reported on line 15 of the FNS-209, Status of Claims Against Households report.
- (c) (No change.)
- (d) CWAs shall offset Families First NJ SNAP benefits that have been expunged against outstanding NJ SNAP claims. This collection would then be reported on line (b) of the FNS-209 report.

10:88-6.3 WFNJ cash claims

- (a) CWAs shall offset Families First cash benefits that have been expunged against outstanding cash claims.
- (b) Expunged Families First cash benefits shall be credited on the CWA's fiscal reports.

LAW AND PUBLIC SAFETY

(a)

DIVISION OF CRIMINAL JUSTICE
DIVISION OF STATE POLICE
DNA Database and Databank Rules
Readoption: N.J.A.C. 13:81

Proposed: July 5, 2022, at 54 N.J.R. 1258(a).
Adopted: May 25, 2023, by Matthew J. Platkin, Attorney General of New Jersey, and Colonel Patrick J. Callahan, Superintendent, New Jersey State Police.
Filed: May 26, 2023, as R.2023 d.080, without change.

Authority: N.J.S.A. 53:1-20.17 et seq.
Effective Date: May 26, 2023.
Expiration Date: May 26, 2030.

Summary of Public Comment and Agency Response:

The official comment period ended on September 3, 2022. No comments were received.

Federal Standards Statement

A Federal standard analysis is not required because the readopted rules do not exceed Federal standards. New Jersey's DNA database rules are consistent with the FBI's requirements for indexing, quality assurance, and proficiency testing for forensic DNA analysis that are set forth in the incorporated Federal documents.

Full text of the readopted rules can be found in the New Jersey Administrative Code at N.J.A.C. 13:81.

(b)

OFFICE OF THE ATTORNEY GENERAL
Notice of Readoption
Safe and Secure Communities Program
Readoption: N.J.A.C. 13:79

Authority: N.J.S.A. 52:17B-168.
Authorized By: Matthew J. Platkin, Attorney General.
Effective Date: May 30, 2023.
New Expiration Date: May 30, 2030.

Take notice that pursuant to N.J.S.A. 52:14B-5.1.c, the rules at N.J.A.C. 13:79 were scheduled to expire on July 7, 2023. These rules establish standards for the awarding of initial and successive grants for law enforcement personnel from the Safe Neighborhoods Services Fund pursuant to the Safe and Secure Communities Act. The rules also establish guidelines for the receipt of program funds, including application procedures for local law enforcement agencies seeking grant funding for the salaries of police officers and other law enforcement personnel deployed in a law enforcement project, as well as procedures to ensure grantee accountability.

The Division of Criminal Justice has reviewed this chapter and finds that it continues to be necessary, reasonable, and appropriate for the purpose for which it was adopted, and is, readopting it without change. Therefore, 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.

TRANSPORTATION

(c)

CAPITAL PROGRAM MANAGEMENT
CAPITAL PROGRAM SUPPORT
Utility Accommodation
Readoption with Amendments: N.J.A.C. 16:25

Proposed: March 6, 2023, at 55 N.J.R. 345(a).
Adopted: June 6, 2023, by Diane Gutierrez-Scaccetti, Commissioner, Department of Transportation.
Filed: June 6, 2023, as R.2023 d.085, without change.
Authority: N.J.S.A. 27:1A-5, 27:1A-6, and 27:7-19; 40:62-35 and 40:62-134; 48:2-80 et seq.; 48:5A-1, 48:7-1 et seq.; 48:7-2 et seq.; 48:9-17 and 48:9-25.4; 48:13-10; 48:17-8 and 48:17-16; and 48:19-17.

ADOPTIONS

Effective Dates: June 6, 2023, Readoption,
July 3, 2023, Amendments.
Expiration Date: June 6, 2030.

Summary of Public Comment and Agency Response:
No comments were received.

Federal Standards Statement

A Federal standards analysis pursuant to Executive Order No. 27 (1994) and P.L. 1995, c. 65, is not required because the rules readopted with amendments come within the authority of State statute only and are not subject to Federal requirements or standards.

Full text of the readopted rules can be found in the New Jersey Administrative Code at N.J.A.C. 16:25.

Full text of the adopted amendments follows:

SUBCHAPTER 1. PURPOSE, SCOPE, STANDARDS, AND CONTACT INFORMATION

16:25-1.3 Standards

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

(c) The minimum applicable standards set forth in the Department's Design Standards shall apply in all instances where any such applicable highway specifications are more restrictive or require greater safety factors or higher standards of construction, materials, or workmanship than the applicable national or industry standard code. The Design Standards, which are incorporated herein by reference, as amended and supplemented, are as follows:

1. The New Jersey Department of Transportation Roadway Design Manual, 2015 edition, available from the Department's Engineering Documents Unit at (609) 963-1465 or on the Department's website at: www.nj.gov/transportation/eng/documents/RDM/;

2. The New Jersey Department of Transportation Bridges and Structures Design Manual, 6th edition, available from the Department's Engineering Documents Unit at (609) 963-1465 or on the Department's website at: www.nj.gov/transportation/eng/documents/BSDM/;

3. The New Jersey Department of Transportation Standard Specifications for Road and Bridge Construction, 2019 edition, available from the Department's Engineering Documents Unit at (609) 963-1465 or on the Department's website at: www.nj.gov/transportation/eng/;

4. The New Jersey Department of Transportation Sample Plans, 2016, available from the Department's Engineering Documents Unit at (609) 963-1465 or on the Department's website at: www.nj.gov/transportation/eng/;

5. The New Jersey Department of Transportation Standard Roadway Construction/Traffic Control/Bridge Construction Details, 2016, available from the Department's Engineering Documents Unit at (609) 963-1465 or on the Department's website at: www.nj.gov/transportation/eng/;

6. The New Jersey Department of Transportation Standard Electrical Details, 2007 edition, available from the Department's Engineering Documents Unit at (609) 963-1465 or on the Department's website at: www.nj.gov/transportation/eng/elec/; and

7. The New Jersey Department of Transportation's Soil Erosion and Sediment Control Standards, 2008 edition, as required under the Soil Erosion and Sediment Control Act, N.J.S.A. 4:24-39 et seq., available from the Department's Engineering Documents Unit at (609) 963-1465 or on the Department's website at www.nj.gov/transportation/eng/documents/SESC/.

(d) Additional governmental and industry standards that are applicable, which are incorporated herein by reference, as amended and supplemented, are as follows:

1. A Policy on Geometric Design of Highways and Streets, 7th edition, available from the American Association of State Highway and Transportation Officials (AASHTO), Suite 249, 444 North Capitol St., NW, Washington, DC 20001, or on the AASHTO website at: <https://bookstore.transportation.org/>;

2. (No change.)

3. A Policy on Design Standards--Interstate System, 2016 edition, available from the American Association of State Highway and

TRANSPORTATION

Transportation Officials (AASHTO), Suite 249, 444 North Capitol St., NW, Washington, DC 20001, or on the AASHTO website at: <https://bookstore.transportation.org/>;

4.-5. (No change.)

6. The National Electrical Safety Code (NESC), 2023 edition, available from IEEE Publications Office, 10662 Los Vaqueros Circle, P.O. Box 3014, Los Alamitos, CA 90720-1264, or on the IEEE website at: <http://standards.ieee.org/nesc/nescproducts.html>;

7.-10. (No change.)

16:25-1.4 Contact information

All submissions shall be sent to the following address as required:

Office of Utility Management
New Jersey Department of Transportation
PO Box 600
E&O Bldg.
Trenton, NJ 08625
(609) 963-1821

or
Operations Permit Office
New Jersey Department of Transportation
PO Box 600
E&O Bldg.
Trenton, NJ 08625
(609) 963-1487

SUBCHAPTER 7. FACILITY DESIGN AND LOCATION

16:25-7.3 Safety, construction, and highway restoration provisions

(a)-(e) (No change.)

(f) Restoration of flexible and composite pavement by the utility company shall be in accordance with the Department's standard details for Utility Trench Construction found in the New Jersey Department of Transportation Standard Roadway Construction/Traffic Control/Bridge Construction Details.

(g)-(i) (No change.)

(a)

MOTOR VEHICLE COMMISSION

Notice of Readoption

Bus Safety Compliance Oversight, Enforcement, Out-of-Service Violations, and Penalties

Readoption: N.J.A.C. 16:53A

Authority: N.J.S.A. 39:2A-21, 39:2A-28, 2A-58-10 et seq., 48:4-2.1c et seq., and 52:14D-6; and October 5, 1978 Executive Reorganizational Plan.

Authorized By: Motor Vehicle Commission, Latrecia Littles-Floyd, Acting Chair and Chief Administrator.

Effective Date: June 5, 2023.

New Expiration Date: June 5, 2030.

Take notice that the rules at N.J.A.C. 16:53A were scheduled to expire on October 31, 2023. Pursuant to N.J.S.A. 52:14B-5.1.c(1), the Motor Vehicle Commission (Commission) readopts the provisions at N.J.A.C. 16:53A without change.

The purpose of this chapter is to promote bus safety in the State of New Jersey by enforcement of statutory sanctions and penalties for bus safety out-of-service violations. This chapter sets forth the Commission's schedule for out-of-service violations and applicable sanctions and penalties for buses operating with bus safety out-of-service violations; categorizes violations as category 1 or 2; sets forth the specific monetary civil penalty for violations in a manner that is proportional to the nature and severity of the violations; and maintains rules that are consistent with national safety standards established by the Federal Highway Administration and the Commercial Vehicle Safety Alliance.

N.J.A.C. 16:53A sets forth rules on the following topics: N.J.A.C. 16:53A-1 pertains to the scope of the rules; N.J.A.C. 16:53A-2 pertains to definitions for use in the chapter; N.J.A.C. 16:53A-3 pertains to the