

RULE PROPOSALS

INTERESTED PERSONS

Interested persons may submit comments, information or arguments concerning any of the rule proposals in this issue until the date indicated in the proposal. Submissions and any inquiries about submissions should be addressed to the agency officer specified for a particular proposal.

The required minimum period for comment concerning a proposal is 30 days. A proposing agency may extend the 30-day comment period to accommodate public hearings or to elicit greater public response to a proposed new rule or amendment. Most notices of proposal include a 60-day comment period, in order to qualify the notice for an exception to the rulemaking calendar requirements of N.J.S.A. 52:14B-3. An extended comment deadline will be noted in the heading of a proposal or appear in subsequent notice in the Register.

At the close of the period for comments, the proposing agency may thereafter adopt a proposal, without change, or with changes not in violation of the rulemaking procedures at N.J.A.C. 1:30-6.3. The adoption becomes effective upon publication in the Register of a notice of adoption, unless otherwise indicated in the adoption notice. Promulgation in the New Jersey Register establishes a new or amended rule as an official part of the New Jersey Administrative Code.

HIGHER EDUCATION

(a)

HIGHER EDUCATION STUDENT ASSISTANCE AUTHORITY

Primary Care Practitioner Loan Redemption Program Proposed Amendment: N.J.A.C. 9A:16-2.1

Authorized By: Higher Education Student Assistance Authority,
Anthony Falcone, Chairperson.

Authority: N.J.S.A. 18A:71C-32 et seq.

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

Proposal Number: PRN 2015-158.

Submit written comments by February 5, 2016, to:

Marnie B. Grodman, Esquire
Administrative Practice Officer
Higher Education Student Assistance Authority
PO Box 545
Trenton, NJ 08625-0545
E-mail: Regulations@hesaa.org

The agency proposal follows:

Summary

Pursuant to N.J.S.A. 18A:71C-48, the Higher Education Student Assistance Authority (Authority) is statutorily responsible for the administration of the Primary Care Practitioner Loan Redemption Program (PCPLRP) and for the promulgation of all rules to that effect. The PCPLRP provides for the redemption of a portion of the eligible qualifying loan expenses of primary care practitioners for each year of service at an approved site.

N.J.A.C. 9A:16-2 sets forth the Program requirements. This subchapter includes the eligibility provisions, application and selection requirements for participants, terms and procedures for the loan redemption, and conditions and allocation of funds for cancellation of the contract and termination of an individual's participation in the Program.

N.J.A.C. 9A:16-2.1(a)1 is proposed for amendment to permit potential participants to apply to the Program before they move to New Jersey. This amendment is made to encourage practitioners to move to New Jersey and practice in New Jersey's underserved areas.

N.J.A.C. 9A:16-2.1(a)2 is proposed for amendment to permit potential participants to apply for the Program in anticipation of receiving their license. This amendment is made to encourage practitioners to practice in New Jersey's underserved areas and to eliminate delays in accepting participants into the Program.

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

Social Impact

The rule proposed for amendment governs the eligibility to apply for the PCPLRP, the purpose of which is to increase and improve the provision of primary health service in those areas of the State that are currently underserved. To encourage service in these areas and improve primary care services offered to many New Jersey residents, on an annual basis the State redeems a percentage of the educational loans of primary care practitioners. The rule proposed for amendment establishes eligibility to apply for the Program. The proposed amendments positively impact participants by permitting prospective participants to apply to the Program in anticipation of moving to New Jersey and earning their licenses. The proposed amendments also positively impact State residents that live in underserved areas by helping to ensure that they have access to primary healthcare provided by a large pool of participants.

Economic Impact

The proposed amendments do not represent any new cost factors for the State. The current appropriation for this Program is \$1.5 million, of which 25 percent is dedicated to the Nursing Faculty Loan Redemption Program pursuant to N.J.S.A. 18A:71C-58. The amendments do not add any new costs to the Program, as they do not add to the number of participants in the Program nor increase the appropriation.

Federal Standards Statement

A Federal standards analysis is not required since the proposed amendments are not subject to any Federal requirements or standards with the exception of those governing loan redemptions Federally funded through a matching grant pursuant to the Public Health Services Act, 42 U.S.C. § 254q-1. The rules governing the Primary Care Practitioner Loan Redemption Program are consistent with the terms and conditions of contracts under the Public Health Services Act; therefore, a Federal standards analysis is not applicable.

Jobs Impact

The proposed amendments will not result in the loss or generation of jobs. The amendments, which may expand the pool of applicants, do not add to the number of participants in the Program.

Agriculture Industry Impact

The proposed amendments will not have any impact on the agriculture industry.

Regulatory Flexibility Statement

A regulatory flexibility analysis is not required because the proposed amendments do not impose reporting, recordkeeping, or other compliance requirements on small businesses as defined by the Regulatory Flexibility Act, N.J.S.A. 52:14B-16 et seq. The requirements of these amendments are imposed on individuals, as Program participants, not on small businesses.

Housing Affordability Impact Analysis

The proposed amendments 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 proposed amendments concern eligibility to apply for student loan redemption, not housing.

Smart Growth Development Impact Analysis

The proposed amendments will have an insignificant impact on smart growth and there is an extreme unlikelihood that the amendments 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. The proposed amendments affect eligibility to apply for student loan redemption which has no impact on housing production.

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

9A:16-2.1 Eligibility

(a) To be eligible for participation in the program, an applicant must:

1. [Be a resident of the State of New Jersey at the time of application and maintain] **Maintain** residency in the State of New Jersey throughout participation in the program;

2. [Be licensed to practice as a primary care practitioner in the State of New Jersey at the time of application and maintain] **Maintain** a license to practice as a **primary care practitioner** in the State of New Jersey throughout participation in the program;

3.-5. (No change.)

LAW AND PUBLIC SAFETY

(a)

DIVISION OF CONSUMER AFFAIRS**BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS****Fire Alarm, Burglar Alarm, and Locksmith Advisory Committee****Qualifications for Licensure for Applicants Licensed in Other States****Proposed Amendment: N.J.A.C. 13:31A-1.10**

Authorized By: Board of Examiners of Electrical Contractors,

Francine Widrich, Acting Executive Director.

Authority: N.J.S.A. 45:5A-24 and 45:5A-38.

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

Proposal Number: PRN 2015-157.

Submit written comments by February 5, 2016, to:

Francine Widrich, Acting Executive Director

Board of Examiners of Electrical Contractors

124 Halsey Street

PO Box 45006

Newark, New Jersey 07101

Or electronically at:

<http://www.njconsumeraffairs.gov/Proposals/Pages/default.aspx>

The agency proposal follows:

Summary

The Board of Examiners of Electrical Contractors (the Board), in consultation with the Fire Alarm, Burglar Alarm, and Locksmith Advisory Committee (the Committee), is proposing an amendment to require applicants for initial licensure as alarm installers and locksmiths who are licensed in other states to take two hours of training in New Jersey law and rules.

Effective December 16, 2013 (see 44 N.J.R. 2029(a); 45 N.J.R. 2603(b)), the Board adopted amendments to N.J.A.C. 13:31A-2.1 and 3.1 to require applicants for initial licensure as alarm installers and locksmiths, respectively, to take two hours of training in New Jersey law

and rules, in addition to the currently required eight hours of instruction in the Barrier Free Subcode, the New Jersey Uniform Construction Code, the Americans with Disabilities Act Code, and industrial safety.

The Committee similarly intended for applicants licensed in other states to also take two hours of training in New Jersey law and rules. The Committee believes that two hours of instruction in the law and rules governing the provision of alarm and locksmithing services in New Jersey will be beneficial for applicants licensed in other states, and will help to ensure that they are familiar with the statutory and regulatory obligations imposed on their profession prior to commencing work in the State.

The Committee proposes to amend N.J.A.C. 13:31A-1.10 to correspond to the adopted amendments to N.J.A.C. 13:31A-2.1 and 3.1. The proposed amendment requires applicants from other states to take two hours of training in New Jersey law and rules.

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

Social Impact

The Committee believes that the proposed amendment to N.J.A.C. 13:31A-1.10 will have a positive impact on burglar alarm, fire alarm, and locksmith licensees and on the consumers they serve. Specifically, the Committee believes that the proposed amendment to N.J.A.C. 13:31A-1.10, which will require applicants from other states applying for initial licensure as alarm installers and locksmiths to take two hours of training in New Jersey law and rules will ensure that licensees are familiar with the statutory and regulatory obligations with which they must comply prior to commencing work for New Jersey consumers.

Economic Impact

The Committee believes there will be an economic impact on applicants from other states applying for initial licensure due to the costs associated with obtaining two hours of instruction in New Jersey law and rules. The Committee believes that any such costs are outweighed by the need to ensure that all licensees are familiar with the statutory and regulatory obligations with which they must comply prior to commencing work for New Jersey consumers.

Federal Standards Statement

A Federal standards analysis is not required because the proposed amendment is governed by N.J.S.A. 45:5A-1 et seq., and is not subject to any Federal standards or requirements.

Jobs Impact

The Committee does not believe that the proposed amendment will result in an increase or decrease in the number of jobs in the State.

Agriculture Industry Impact

The proposed amendment will have no impact on the agriculture industry in the State.

Regulatory Flexibility Statement

As applicants for initial licensure are not licensed and, therefore, cannot engage in the alarm business or perform locksmithing services, they do not constitute "small businesses" for the purposes of the Regulatory Flexibility Act, N.J.S.A. 52:14B-16 et seq., and a regulatory flexibility analysis is not required.

Housing Affordability Impact Analysis

The proposed amendment will have an insignificant impact on the affordability of housing in New Jersey and there is an extreme unlikelihood that the proposed amendment would evoke a change in the average costs associated with housing because the proposed amendment concerns initial licensure requirements for alarm installers and locksmiths licensed in other states.

Smart Growth Development Impact Analysis

The proposed amendment will have an insignificant impact on smart growth development and there is an extreme unlikelihood that the proposed amendment 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