

between \$[28,399]28,769 and \$[38,399]38,769 in [2020] 2021 to be eligible for Senior Gold benefits. These income limits will increase January 1 of each year in accordance with the Social Security cost of living adjustment. This amount shall not be more than \$10,000 above the applicable PAAD income eligibility limits for single persons. Recipients of other State-funded prescription discount benefits are not eligible for the Senior Gold Prescription Discount Program.

(b) Any married permanent resident of New Jersey who is 65 years of age or who is under 65 and over 18 years of age and is receiving Social Security Title II disability benefits must have a total annual income between \$[34,817]35,270 and \$[44,817]45,270 in [2020] 2021 to be eligible for Senior Gold benefits. The income limits will increase January 1 of each year in accordance with the Social Security cost of living adjustment. This amount shall not be more than \$10,000 above the applicable PAAD income eligibility limits for married couples. Recipients of other State-funded prescription discount benefits are not eligible for the Senior Gold Prescription Discount Program.

1. (No change.)

2. An applicant and spouse may be considered separated when the spouse has been institutionalized in a long-term facility, either skilled or intermediate, or in a State or county psychiatric hospital at least 30 consecutive days prior to application.

i. The Program shall consider the applicant and spouse separated only when doing so is more favorable to the applicant for Senior Gold (for example, when the income of an applicant and his institutionalized spouse is combined at \$[44,817]45,270, the applicant is ineligible for Senior Gold, but if the applicant and spouse are considered separated, the applicant could be eligible for Senior Gold under the single income standard. If the institutionalized spouse was not covered by Medicaid, the spouse could become eligible under the single income standard for PAAD).

(c)-(m) (No change.)

CHAPTER 167D

LIFELINE CREDIT PROGRAM/TENANTS LIFELINE ASSISTANCE PROGRAM MANUAL

CHAPTER 4. ELIGIBILITY

SECTION 4.1. Income standards

4.1.1. Single permanent resident of New Jersey who is 65 years of age or older who is between 18 and 65 and is receiving Social Security Title II disability benefits must have an annual income of less than \$[28,399]28,769 to be eligible for the Lifeline Programs.

4.1.2. Married permanent resident of New Jersey who is 65 years of age or older who is between 18 and 65 and is receiving Social Security Title II disability benefits, and his or her spouse, must have a combined annual income of less than \$[34,817]35,270 to be eligible for the Lifeline Programs.

(a) (No change.)

(b) (No change.)

CHAPTER 167E

HAAAD ASSISTANCE TO THE AGED AND DISABLED

CHAPTER 5. ELIGIBILITY REQUIREMENTS

SECTION 5.1. Income standards

5.1.1. Single permanent resident of New Jersey who is 65 years of age or older who is between 18 and 65 and is receiving Social Security Title II disability benefits must have an annual income of less than \$[34,817]35,270 to be eligible for HAAAD.

5.1.2. Married permanent resident of New Jersey who is 65 years of age or older who is between 18 and 65 and is receiving Social Security Title II disability benefits, and his or her spouse, must have a combined annual income of less than \$[34,817] 35,270 to be eligible for HAAAD.

(a) (No change.)

5.1.3. An applicant and spouse may be considered separated when the spouse has been institutionalized in a long-term facility, either skilled or intermediate, or in a State or county psychiatric hospital at least 30 consecutive days prior to application.

i. HAAAD shall consider the applicant and spouse separated only when doing so is more favorable to the applicant for HAAAD (for example, when the income of an applicant and his or her institutionalized spouse is combined at \$[34,817] 35,270 the applicant is ineligible for HAAAD, but if the applicant and spouse are considered separated, the applicant could become eligible for HAAAD under the single income standard. If the institutionalized spouse was not covered by Medicaid, the spouse could become eligible under the single income standard.)

(c)-(i) (No change.)

LAW AND PUBLIC SAFETY

(a)

DIVISION OF CONSUMER AFFAIRS

STATE BOARD OF PSYCHOLOGICAL EXAMINERS

Degrees Earned Outside the United States

Adopted Amendment: N.J.A.C. 13:42-2.4

Proposed: August 19, 2019, at 51 N.J.R. 1345(a).

Adopted: January 6, 2020, by the State Board of Psychological Examiners, Sean R. Evers, Ph.D., Chair.

Filed: December 3, 2020, as R.2021 d.002, without change.

Authority: N.J.S.A. 45:14B-13.

Effective Date: January 4, 2021.

Expiration Date: May 18, 2023.

Summary of Public Comments and Agency Responses:

The official comment period ended October 18, 2019. The Board received comments from the following individuals:

- 1. Morgan Murray, Ph.D. NJPA President
2. Keira Boerzel-Smith, NJPA Executive Director

COMMENT: In the Economic Impact statement in the notice of proposal, the Board recognized that the National Register of Health Service Psychologists will charge a fee for the evaluation of psychology degrees earned outside of the United States. The commenters contend that this fee will place a burden on applicants and may discourage diversity in the psychology profession. The commenters support diversity in the profession.

RESPONSE: The Board shares the commenters' support for diversity in the profession, and believes that the rulemaking will promote diversity by expanding the list of entities that may perform evaluations of psychology degrees completed outside of the United States to include the National Register of Health Service Psychologists. As the Board noted in the Economic Impact statement, it has no authority over the fees charged by the National Register of Health Service Psychologists. By recognizing the National Register of Health Service Psychologists, the Board is increasing the number of entities that may evaluate psychology degrees, which should increase opportunities to obtain such evaluations and facilitate the entry of new individuals into the profession. The Board points out that the National Register of Health Service Psychologists is recognized by other states as an entity that may perform evaluations of psychology degrees.

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 2. INITIAL QUALIFICATIONS

13:42-2.4 Degrees earned outside the United States

(a) (No change.)

(b) Individuals who apply pursuant to (a) above shall provide the Board with a comprehensive evaluation of their degree performed by the National Register of Health Service Psychologists or a foreign credential evaluation service that is member of the National Association of

Credential Evaluation Services (NACES) and acceptable to the Board, and any other documentation the Board deems necessary.

## (a)

**DIVISION OF CONSUMER AFFAIRS  
OFFICE OF WEIGHTS AND MEASURES  
Notice of Readoption  
Weighmasters; Weights and Measures  
Readoption: N.J.A.C. 13:47E**

Authority: N.J.S.A. 51:1-61.

Authorized By: David Freed, Acting State Superintendent, Office of Weights and Measures.

Effective Date: November 30, 2020.

New Expiration Date: November 30, 2027.

**Take notice** that pursuant to the provisions of N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 13:47E were scheduled to expire on January 27, 2021. The rules provide weighmasters with vehicle weighing and recordkeeping procedures. Subchapter 1 governs procedures for measuring gross, tare, and net weights. Subchapter 2 provides general provisions that weighmasters are required to follow when retaining public or certified weighing records.

The Division of Consumer Affairs, Office of Weights and Measures, has reviewed these rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated, as required by N.J.S.A. 52:14B-5.1. Therefore, pursuant to N.J.S.A. 51:1-61, and in accordance with N.J.S.A. 52:14B-5.1.c(1), these rules are readopted without change and shall continue in effect for a seven-year period.

## TREASURY—GENERAL

## (b)

**DIVISION OF PENSIONS AND BENEFITS  
PUBLIC EMPLOYEES RETIREMENT SYSTEM  
World Trade Center Accidental Disability Rules  
Adopted New Rules: N.J.A.C. 17:2-9**

Proposed: September 8, 2020, at 52 N.J.R. 1667(a).

Adopted: November 18, 2020, by the Public Employees Retirement System, Jeff Ignatowitz, Secretary, Division of Pensions and Benefits.

Filed: December 3, 2020, as R.2021 d.001, **without change**.

Authority: N.J.S.A. 43:15A-1 et seq.; and P.L. 2019, c. 157.

Effective Date: January 4, 2021.

Expiration Date: December 13, 2024.

**Summary of Public Comment and Agency Response:**

**No comments were received.**

**Federal Standards Statement**

The adopted new rules meet the applicable Federal standards, that is, 26 U.S.C. § 403(b). There are no other Federal standards applicable to the subject matter of this subchapter.

**Full text** of the adopted new rules follows:

**SUBCHAPTER 9. WORLD TRADE CENTER ACCIDENTAL  
DISABILITY**

**17:2-9.1 Purpose**

P.L. 2019, c. 157, the Bill Ricci World Trade Center Rescue, Recovery, and Cleanup Operations Act (Act), permits certain members or retirees of the Police and Firemen's Retirement System of New Jersey (PFRSNJ),

State Police Retirement System (SPRS), and Public Employees Retirement System (PERS) to receive an accidental disability retirement allowance for disability resulting from participation in the 9/11 World Trade Center rescue, recovery, or cleanup operations. The purpose of this chapter is to establish the rules necessary to implement the provisions of this law.

**17:2-9.2 Definitions**

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

"Emergency medical technician" means a person who was trained in basic life support services, as defined in section 1 of P.L. 1985, c. 351 (N.J.S.A. 26:2K-21), and certified by the Department of Health to perform these services, as of the date(s) the member or retiree participated in World Trade Center rescue, recovery, or cleanup operations.

"Public service" includes paid and volunteer positions.

"Qualifying condition or impairment of health" includes: diseases of the upper respiratory tract and mucosae, including conditions of conjunctivitis, rhinitis, sinusitis, pharyngitis, laryngitis, vocal cord disease, upper airway hyper-reactivity and tracheo-bronchitis, or a combination of such conditions; diseases of the lower respiratory tract, including, but not limited to, bronchitis, asthma, reactive airway dysfunction syndrome, and different types of pneumonitis, such as hypersensitivity, granulomatous, or eosinophilic; diseases of the gastroesophageal tract, including esophagitis and reflux disease, either acute or chronic, caused by exposure or aggravated by exposure; diseases of the psychological axis, including post-traumatic stress disorder, anxiety, depression, or any combination of such conditions; diseases of the skin, such as contact dermatitis or burns, either acute or chronic in nature, infectious, irritant, allergic, idiopathic or non-specific reactive in nature, caused by exposure or aggravated by exposure; and new onset diseases resulting from exposure as such diseases occur in the future, including cancer, chronic obstructive pulmonary disease, asbestos-related disease, heavy metal poisoning, musculoskeletal disease, and chronic psychological disease.

"Tier 1" means a member or retiree enrolled in PERS before July 1, 2007.

"Tier 2" means a member or retiree eligible for enrollment in PERS on or after July 1, 2007, and before November 2, 2008.

"Tier 3" means a member or retiree eligible for enrollment in PERS on or after November 2, 2008, and on or before May 21, 2010.

"World Trade Center Health Program" means the program created by the James Zadroga Health and Compensation Act of 2010, including the Clinical Centers of Excellence administered by the Centers for Disease Control/National Institute for Occupational Safety and Health.

"World Trade Center rescue, recovery, or cleanup operations" means the rescue, recovery, or cleanup operations at the World Trade Center site between September 11, 2001 and October 11, 2001.

"World Trade Center site" means any location below a line starting from the Hudson River and Canal Street, east on Canal Street to Pike Street, south on Pike Street to the East River, and extending to the lower tip of Manhattan.

**17:2-9.3 Eligibility**

(a) The event(s) on which an application for accidental disability retirement benefits is based shall be presumed to have occurred during, and as a result, of the performance of a member's regular or assigned duties and not the result of the member's willful negligence, if the member:

1. Participated in World Trade Center rescue, recovery, or cleanup operations for:

i. A minimum of eight hours; or

ii. Less than eight hours, and the member sustained a documented physical injury at the World Trade Center site between September 11, 2001 and September 12, 2001, that prevented the member from continuing to participate in World Trade Center rescue, recovery, or cleanup operations for a minimum of eight hours, and the documented physical injury is a qualifying condition or impairment of health that resulted in a total and permanent disability for which the member seeks a presumption under this subsection;