

ADOPTION SECTION

**HUMAN SERVICES**

**DIVISION OF DEVELOPMENTAL DISABILITIES**

**Notice of Administrative Change**

**General Standards for Placement Decisions**

**N.J.A.C. 10:46B-4.1**

**Take notice** that the Department of Human Services, Division of Developmental Disabilities requested, and the Office of Administrative Law agreed to permit, an administrative change to N.J.A.C. 10:46B-4.1(f) to update a cross-reference.

Subsection (f) of N.J.A.C. 10:46B-4.1, General standards for placement decisions, provides that information concerning the individual to be placed shall be provided to the individual(s) or agency(s) offering placement, and that the release of these records to further the individual's habilitation goals is consistent with the requirements of N.J.A.C. 10:41-2.13. N.J.A.C. 10:41-2.13, Release of records to further the habilitation of the person receiving services, was in effect when N.J.A.C. 10:46B-4.1 was initially promulgated in 1999; however, N.J.A.C. 10:41-2.13 was repealed effective August 16, 2004, and its provisions are now substantially reflected in N.J.A.C. 10:41-4.1(g), (h), and (i). Through this notice of administrative change, the cross-reference to N.J.A.C. 10:41-2.13 is updated as N.J.A.C. 10:41-4.1(g), (h), and (i).

This notice is published pursuant to N.J.A.C. 10:30-2.7.

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

10:46B-4.1 General standards for placement decisions

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

(f) Information concerning the individual shall be provided to the individual(s) or agency(s) offering placement. The release of these records to further the individual's habilitation goals is consistent with the requirements of N.J.A.C. 10:41-[2.13]**4.1(g), (h), and (i)**. Specific authorization from the competent individual or legal guardian shall not be required.

(g)-(k) (No change.)