

ADOPTION SECTION

HUMAN SERVICES

DIVISION OF FAMILY DEVELOPMENT

Notice of Administrative Change

Social Services Programs- Personal Needs Allowance

N.J.A.C. 10:123-3.4

Take notice that the Division of Family Development is amending the rate of the personal needs allowance reserved by the owner or operator of each residential health care facility and boarding home for each Supplemental Security Income (SSI) recipient and Work First New Jersey/General Assistance recipient residing therein. The amended rate is in the amount of at least \$106.00 per month provided that the rate of the total 2013 Federal Social Security cost of living increase is 1.7 percent. No owner or operator or agent thereof shall interfere with the recipient's retention, use, or control of the personal needs allowance.

This notice is being given to inform the public that the Division of Family Development shall increase the rate of the personal needs allowance to \$106.00 effective January 1, 2013 for SSI recipients and Work First New Jersey/General Assistance recipients living in residential health care facilities and boarding homes. This increase is based on the total 2013 Federal Social Security cost of living increase and is consistent with an amendment to N.J.A.C. 10:123-3.4(a) adopted on October 4, 1993 at 25 N.J.R. 4598(a), which authorizes the announcement of the personal needs allowance increase through public notice. Through this notice, in accordance with N.J.A.C. 1:30-2.7(c), N.J.A.C. 10:123-3.4(a) is changed to reflect this amended rate.

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

10:123-3.4 Amount

- (a) The owner or operator of each residential health care facility or boarding home shall reserve to each Supplemental Security Income (SSI) recipient residing therein, and the owner or operator of each residential health care facility shall reserve to each Work First New Jersey/General Assistance recipient residing therein, a personal needs allowance in the amount of at least [~~\$104.00~~] **\$106.00** per month, set according to (b) below, and noticed in the New Jersey Register and otherwise publicized, in accordance with (c) below. No owner or operator or agency thereof shall interfere with the recipient's retention, use, or control of the personal needs allowance.

(b)-(c) (No change.)