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**RULE ADOPTIONS**

**LABOR AND WORKFORCE DEVELOPMENT  
DIVISION OF WAGE AND HOUR COMPLIANCE**

*46 N.J.R. 235(a)*

**Readoption: *N.J.A.C. 12:63***

**Notice of Readoption**

**Notification Concerning Health Benefits Plans**

Authority: *N.J.S.A. 34:11A-16* et seq., in particular, 34:11A-19.

Authorized By: Harold J. Wirths, Commissioner, Department of Labor and Workforce Development.

Effective Date: December 17, 2013.

New Expiration Date: December 17, 2020.

**Take notice** that pursuant to the provisions of Executive Order No. 66 (1978) and *N.J.S.A. 52:14B-5.1*, the rules at *N.J.A.C. 12:63* will expire on January 16, 2014. This chapter implements *N.J.S.A. 34:11A-16* through 19 which requires that employees receive adequate notification from their employers of changes to or termination of employer-sponsored health benefits plans.

A summary of the subchapters of *N.J.A.C. 12:63* follows:

N.J.A.C. 12:63-1 sets forth the purpose and scope of the chapter. It also contains definitions of words and terms used throughout the chapter.

N.J.A.C. 12:63-2 addresses employer responsibilities relative to providing notification to employees of changes to or termination of health benefits plans.

N.J.A.C. 12:63-3 addresses the Department's right to enter the establishment or field site of any employer where work is performed by an employee if there is reason to believe that a violation of *N.J.A.C. 12:63* has occurred or is occurring and to conduct such investigations as are deemed necessary, including the questioning of employees and review of records.

N.J.A.C. 12:63-4 addresses the levying of penalties by the Department for violations of *N.J.A.C. 12:63* and sets forth the procedures to be followed when an alleged violator requests a formal hearing with regard to the imposition of a penalty.

The Department of Labor and Workforce Development has reviewed these rules and has determined that the rules should be readopted without amendment. The rules are necessary, reasonable, and proper for the purpose for which they were originally promulgated. 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.