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JEFFREY A. BROWN
Acting Commissioner

To: Acute Care General Hospitals Licensed under N.J.A.C. 8:43G

From: Michael J. Kennedy, Esq. *MJK*
Executive Director, Division of Certificate of Need and Licensing

Date: October 2, 2025

Re: Termination of Centers for Medicare & Medicaid Services Acute Hospital Care at Home Program

On December 6, 2023, the Department of Health (Department) issued guidance permitting hospitals that were granted a waiver by Centers for Medicare & Medicaid Services (CMS) authorizing the hospital to participate in the Acute Hospital Care at Home (AHCAH) Program to provide the Hospital at Home services approved by CMS.

As the Department's December 6, 2023 guidance memorandum stated, hospitals were required to resume compliance with the licensing requirements set forth at N.J.A.C. 8:43G-2.5 when the CMS waiver authorizing the AHCAH Program was rescinded or terminated. New Jersey's AHCAH Program only remained in effect for such time as the federal AHCAH Program remained in effect. See N.J.S.A. 26:2H-163 through 169.

The federal AHCAH Program ended on September 30, 2025 and as of September 1, 2025, CMS stopped accepting waiver requests for participation in the AHCAH Program. CMS has instructed "[f]or all hospitals with active AHCAH waivers, all inpatients must be discharged or returned to the hospital on September 30, 2025, in the absence of Congressional action to extend the initiative." For more information on CMS's AHCAH Program, visit <https://qualitynet.cms.gov/acute-hospital-care-at-home>.

In accordance with the above, all hospitals must immediately return to compliance with the licensure requirements set forth at N.J.A.C. 8:43G-2.5 unless or until Congressional action to extend AHCAH is taken.

Any questions regarding this memo may be directed to Stephanie-Rose Orlando at stephanierose.orlando@doh.nj.gov.