

**DEEMED STATUS OPTION FOR SUBSTANCE USE DISORDER FACILITIES PURSUANT TO
N.J.A.C. 10:161A AND N.J.A.C. 10:161B**

**Deemed Status in lieu of periodic inspections for Substance Use Disorder Facilities licensed
pursuant to N.J.A.C. 10:161A and N.J.A.C. 10:161B**

The Department of Health (Department) is offering Substance Use Disorder Facilities licensed pursuant to N.J.A.C. 10:161A and N.J.A.C. 10:161B the opportunity to apply for deemed status. A grant of deemed status offers relief from the provisions of N.J.A.C. 10:161A-2.8 and N.J.A.C. 10:161B-2.8, which outline the requirements for periodic inspections of licensed substance use disorder facilities. The Department of Health will consider deemed status in lieu of the required periodic inspection where:

1. At the time of biennial inspection, a substance use disorder facility has been accredited within the past two years by an accrediting body recognized by the Department;
2. The facility submits the accrediting body report indicating that the program is currently accredited. As applicable, any remediation plan required by the accrediting body shall also be submitted;
3. The facility submits a completed application for deemed status; and
4. The Department grants the facility deemed status.

Deemed status may be considered at the time of the biennial inspection and, if granted, is subject to revocation or modification. The Department will review applications for deemed status and may grant full, partial, or no deemed status depending on accreditation, the accrediting body report, the application submitted, and current licensure status. Facilities granted full deemed status will forgo the required biennial inspection while facilities granted partial deemed status will undergo a biennial inspection that will primarily focus on, but not be limited to, staffing and clinical records.

The Department will continue to conduct inspections prior to initial licensure pursuant to N.J.A.C. 10:161A-2.5 through 2.6 and N.J.A.C. 10:161B-2. through 2.6, investigate complaints pursuant to N.J.A.C. 10:161A-2.8(c) and N.J.A.C. 10:161B-2.8(c), and conduct annual renewal audits regardless of whether a facility has deemed status. Further, receiving deemed status does not preclude the Department from conducting inspections of the program or facility.

Recognized Accrediting Bodies

Recognized accrediting bodies for substance use disorder facilities includes those organizations that accredit substance use disorder programs that are recognized by the Department for deemed status purposes. These organizations are the Joint Commission (JC), the Council on Accreditation of Family Services Agencies (COA), the Council on Accreditation of Rehabilitation Facilities (CARF) and the National Commission on Quality Assurance (NCQA).

Contact Information

Questions regarding deemed status for substance use disorder facilities should be directed to Jean DeVitto at jean.devitto@doh.nj.gov.