

**HEALTH**

**OFFICE OF THE COMMISSIONER**

**Higher Education Student Health Insurance Coverage**

**Readoption and Recodifications with Amendments: N.J.A.C. 8:57-7.1 and 7.4 as  
8:92-1.1 and 1.3, Respectively**

**Adopted New Rule: N.J.A.C. 8:92-1.2**

Proposed: February 5, 2024, at 56 N.J.R. 174(a).

Adopted: May 17, 2024, by Kaitlan Baston, MD, MSc, DFASAM, Commissioner,  
Department of Health, in consultation with the Public Health Council.

Filed: May 17, 2024, as R.2024 d.058, **without change**.

Authority: N.J.S.A. 17:23A-13; 18A:61D-1 et seq., particularly 18A:61D-6;  
18A:62-15, 15.1, and 15.2; 26:1A-7 and 15; 26:2-137.1; 26:4-1 et seq.,  
particularly 26:4-2 and 26:4-70; 26:5C-1 et seq., particularly 26:5C-6 and 20;  
and 30:9-57; and Reorganization Plan No. 003-2005 (Governor Codey, June  
27, 2005).

Effective Dates: May 17, 2024, Readoption;

June 17, 2024, Amendments, Recodifications, and New Rule.

Expiration Date: May 17, 2031.

**Summary** of Public Comment and Agency Response:

**No comments were received.**

**Federal Standards Statement**

The Department of Health (Department) is not adopting the readoption and  
recodification with amendments and a new rule, pursuant to the authority of, or to

implement, comply with, or participate in a program established pursuant to Federal law, or a State statute that incorporates or refers to Federal law, standards, or requirements. As the Economic Impact statement in the notice of proposal describes, the Patient Protection and Affordable Care Act, 42 U.S.C. § 18001 (PPACA) may or may not moot the need for, or relevance of, institutions offering health insurance coverage to students, depending on the cost of health insurance coverage that students might obtain by the operation of the PPACA, relative to the cost of institutions' offerings. However, the PPACA does not preempt or otherwise limit the operability and effectiveness of N.J.S.A. 18A:62-15. The rules that the Department promulgates pursuant to N.J.S.A. 18A:62-15 are not subject to, and do not conflict with or result in the exceedance of, an applicable Federal law.

**Full text** of the readopted and recodified rules with amendments and a new rule follows:

TEXT