

ADOPTIONS SECTION

HEALTH

OFFICE OF POLICY AND STRATEGIC PLANNING

OFFICE OF VITAL STATISTICS AND REGISTRY

Notice of Readoption

Death Records

Readoption: N.J.A.C. 8:2A

Authority: N.J.S.A. 26:6-1 et seq., and 26:8-1 et seq., especially 26:8-23.

Authorized By: Kaitlan Baston, MD, MSc, DFASAM, Commissioner, Department of Health.

Effective Date: February 25, 2025.

New Expiration Date: February 25, 2032.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 8:2A, Death Records, were scheduled to expire on April 4, 2025.

N.J.A.C. 8:2A implements the provisions at N.J.S.A. 26:6-1 et seq., and 26:8-1 et seq., pertaining to the execution, recording, and maintenance of death records.

Subchapter 1 provides the application and scope of the rules and establishes definitions of terms. Subchapter 2 establishes the requirements for obtaining certified and certification copies of death records, as well as the fees for the certified and certification copies. Subchapter 3 establishes the New Jersey Electronic Death Registration System (NJ-EDRS), and specifies the requirements for participation in and access to the NJ-EDRS, the process for submitting death records through the NJ-EDRS, and the bases for suspending authority to participate in the NJ-EDRS. In addition, Subchapter 3

establishes the process for certifying the particulars contained in a death certificate, the process for a professional nurse to determine and pronounce a death, and the fee for recording a death. Subchapter 4 establishes the Certified Municipal Registrar (CMR) training course and the CMR certification and certification renewal processes.

The Department of Health (Department) is developing a rulemaking to revise and update existing N.J.A.C. 8:2A, and anticipates filing this rulemaking with the Office of Administrative Law for processing in the ordinary course. However, this rulemaking could not be proposed prior to the expiration of existing N.J.A.C. 8:2A. The Commissioner of the Department has reviewed N.J.A.C. 8:2A and determined that, pending the finalization of the anticipated rulemaking described above, the existing chapter remains necessary, proper, reasonable, efficient, understandable, and responsive for the purposes for which it was originally promulgated, as amended and supplemented over time, and should be readopted. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), N.J.A.C. 8:2A is readopted and shall continue in effect for a seven-year period.