

direct the investment of any contributions to the program (or the earnings thereon).

9A:10-7.15 Eligibility for NJBEST scholarship

(a) An additional amount of \$2,000, subject to funding available therefor, shall be credited toward the qualified higher education expenses of a designated beneficiary at the time of a qualified withdrawal provided:

1.-3. (No change.)

(b) For every two additional years in which the minimum annual contribution of \$300.00 is deposited in the account of a designated beneficiary and not withdrawn, an additional amount of \$1,000, up to a maximum scholarship of \$6,000, subject to funding available therefor, shall be credited toward the qualified higher education expenses of a designated beneficiary at the time of a qualified withdrawal provided the requirements at (a)2 and 3 above are met.

(c)-(e) (No change.)

9A:10-7.22 Eligibility for NJBEST Matching Grant Program

(a) For accounts opened on or after June 29, 2021, the Authority will provide a one-time grant of up to \$750.00 in a dollar-for-dollar match of an account owner's initial deposit into an NJBEST 529 College Savings Plan account provided:

1. The account owner's household adjusted gross income is equal to or greater than \$0 and does not exceed \$75,000;

2.-3. (No change.)

(b)-(e) (No change.)

SUBCHAPTER 8. LOAN REDEMPTION PROGRAM FOR TEACHERS IN HIGH-NEED FIELDS EMPLOYED IN LOW-PERFORMING SCHOOLS

9A:10-8.4 Application procedures

(a) In order to apply for participation in the Program, an applicant must complete a Program application and submit the complete application to the Authority by the deadline the Authority posts on its website.

1. (No change.)

(b) The Authority will select Program participants from among those applicants who meet the eligibility criteria established pursuant to N.J.A.C. 9A:10-8.3.

(c) In the event there are insufficient funds to select all of the applicants who meet the eligibility criteria, the Authority will rank all of the applications received during the application submission period using predetermined scoring evaluation criteria, which will be updated annually to reflect the most severe shortages of teachers in the State, and posted on the Authority's website no later than one month prior to the date on which applications will be available online each year.

SUBCHAPTER 9. BEHAVIORAL HEALTHCARE PROVIDER LOAN REDEMPTION PROGRAM

9A:10-9.2 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings, unless the context clearly indicates otherwise:

... "Clinical practice" means assessment, diagnosis, treatment and prevention of mental illness, emotional and behavioral disturbances, including, but not limited to, providing individual, group, or family therapy or counseling services; and developing and implementing treatment and modification plans.

... "Eligible behavioral healthcare providers" means psychiatrists, licensed psychologists, licensed social workers, licensed clinical social workers, psychiatric nurse mental health clinical specialists, board certified behavior analysts, licensed clinical alcohol and drug counselors, licensed associate counselors, and licensed professional counselors. Providers shall engage in direct clinical practice with patients or clients for a minimum of 20 hours a week.

...

9A:10-9.4 Application procedures

(a) In order to apply for participation in the Program, an applicant must complete a Program application and submit the complete application to the Authority by October 31, each year. The Program application will be available on the Authority's website beginning on October 1, each year.

1. The program application includes, but is not limited to:

i. The applicant's identification and contact information;

ii. Certification of full-time employment, as well as whether the applicant works primarily with children or adolescents from the applicant's current employer or anticipated employer;

iii. Documentation necessary to demonstrate the applicant's eligibility to practice as a behavioral health provider, which includes, but is not limited to, a copy of the applicant's license to practice as a behavioral health provider, the applicant's undergraduate or graduate transcript, or the applicant's diploma; and

iv. Documentation evidencing qualifying education loan expenses.

(b) The Authority will select Program participants from among those applicants who meet the eligibility criteria established pursuant to N.J.A.C. 9A:10-9.3.

(c) In the event there are insufficient funds to select all of the applicants who meet the eligibility criteria, the Authority will rank all of the applications received during the application submission period using predetermined scoring evaluation criteria, which will be updated annually to reflect the most severe shortages of behavioral healthcare providers in the State, and posted on the Authority's website no later than September 1, each year.

9A:10-9.6 Incentive grants

(a)-(c) (No change.)

(d) Program participants work primarily with children and adolescents if at least 51 percent of their clinical practice is with people under the age of 18.

HUMAN SERVICES

(a)

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Notice of Readoption Independent Clinic Services

Readoption: N.J.A.C. 10:66

Authority: N.J.S.A. 30:4D-1 et seq., and 30:4J-8 et seq.

Authorized By: Sarah Adelman, Commissioner, Department of Human Services.

Effective Date: February 5, 2024.

Expiration Date: February 5, 2031.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, N.J.A.C. 10:66, the Independent Clinic Services chapter, was scheduled to expire on May 3, 2024. The Department of Human Services (Department) is issuing this notice of readoption in order to avoid expiration of the rules at N.J.A.C. 10:66. Independent clinic services are preventive, diagnostic, therapeutic, rehabilitative, or palliative services that are provided by a freestanding facility that is not part of a hospital. The term independent clinic includes, but is not limited to, clinic types such as ambulatory care facilities, ambulatory surgical centers, ambulatory care/family planning clinics, substance use disorder treatment facilities, mental health independent clinics, and Federally qualified health centers (FQHCs).

The chapter is divided into six subchapters, as follows:

N.J.A.C. 10:66-1 sets forth provisions relating to scope of service, definitions, provisions for provider participation, provisions relating to prior authorization, basis for reimbursement, recordkeeping requirements, personal contribution to care requirements for NJ FamilyCare-Plan C and copayments for NJ FamilyCare-Plan D, and the medical exception process.

N.J.A.C. 10:66-2 sets forth policies and procedures pertaining to specific Medicaid-covered and NJ FamilyCare-covered services provided in an independent clinic. Where unique characteristics or requirements exist concerning a particular Medicaid-covered or NJ FamilyCare-covered service, the service is separately identified and discussed.

N.J.A.C. 10:66-3 sets forth information about HealthStart, a program for pregnant women and children.

N.J.A.C. 10:66-4 and its appendices sets forth information about Federally qualified health centers, including rules governing the provision of services; the Medicaid cost report including the forms used by Federally qualified health centers to determine Medicaid and NJ FamilyCare fee-for-service reimbursement amounts; and instructions for the proper completion of the forms. The appendices are: N.J.A.C. 10:66-4 Appendix A, Pre-2001 Cost Report; Appendix B, FQHC Annual Cost Reporting Requirements; Appendix C, New FQHC Medicaid Cost Reports for First and Second Years of Operation; Appendix D, Change in Scope of Service Application Requirements; and Appendix E, Medicaid Managed Care Wrap-around Reports.

N.J.A.C. 10:66-5 sets forth information about ambulatory surgical centers, including covered services, anesthesia services, facility services, and medical records.

N.J.A.C. 10:66-6 pertains to the Healthcare Common Procedure Coding System (HCPCS). The HCPCS contains procedure codes and maximum fee allowances corresponding to Medicaid-reimbursable services.

While the Department is readopting these rules, it recognizes that further rulemaking may be necessary to update these rules to reflect current practices. Thus, the Department will continue to review the rules and may consider making substantive amendments prior to the next scheduled expiration.

The Department has reviewed the rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated. Therefore, pursuant to N.J.S.A. 30:4D-1 et seq., and 30:4J-8 et seq., and in accordance with N.J.S.A. 52:14B-5.1.c(1), these rules are readopted and shall continue in effect for a seven-year period.

STATE

(a)

NEW JERSEY CULTURAL TRUST

New Jersey Cultural Trust Rules

Adopted New Rules: N.J.A.C. 15:27

Proposed: October 2, 2023, at 55 N.J.R. 2052(a).

Adopted: February 5, 2024, by Lieutenant Governor Tahesha Way, Secretary of State.

Filed: February 5, 2024, as R.2024 d.014, **without change**.

Authority: N.J.S.A. 52:16A-72 et seq., specifically, 52:16A-72.a.

Effective Date: March 4, 2024.

Expiration Date: March 4, 2031.

Summary of Public Comment and Agency Response:

No comments were received.

Federal Standards Statement

A Federal standards analysis is not required because the expired rules adopted herein as new rules are not subject to any Federal standards or requirements.

Full text of the expired rules adopted herein as new rules can be found in the New Jersey Administrative Code at N.J.A.C. 15:27.

TREASURY—TAXATION

(b)

DIVISION OF TAXATION

Notice of Readoption

Public Utility Tax—Water and Sewerage

Readoption: N.J.A.C. 18:22

Authority: N.J.S.A. 54:30A-30 and 54:50-1.

Authorized By: Marita R. Sciarrotta, Acting Director, Division of Taxation.

Effective Date: February 1, 2024.

New Expiration Date: February 1, 2031.

Take notice that pursuant to N.J.S.A. 52:14B-5.1.c, the rules at N.J.A.C. 18:22 were scheduled to expire on March 31, 2024. N.J.A.C. 18:22 provides guidance to taxpayers on the administration of the Public Utility Tax—Water and Sewerage Act (the Act), N.J.S.A. 54:30A-30 et seq. The public utility tax—water and sewerage is imposed on sewerage and water companies and corporations using or occupying the public streets, highways, roads, or other public places in New Jersey. The Division of Taxation (Division) has reviewed these rules and has determined that the rules should be readopted because they 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), N.J.A.C. 18:22 is readopted and shall continue in effect for a seven-year period.

Chapter 22 currently has the following subchapters:

Subchapter 1 defines terms used in these rules and accounting methods.

Subchapters 2 through 6 are reserved.

Subchapter 7 states that the purpose of the Act is to impose public utility taxes on water and sewerage corporations.

Subchapter 8 pertains to the filing of public utility tax returns, including the information required on the returns, due dates, certification of returns, audit and verification of returns, consequences for the failure to file returns, and additional provisions regarding property acquired from other taxpayers.

Subchapter 9 specifies which corporations are subject to tax, the rates of the excise taxes, the computation of the taxes, certification of the taxes, the due dates for payments, where payments are to be mailed, and the methods of administration, collection, and enforcement of the taxes.

Subchapter 10 sets forth provisions on the computation of additional excise taxes.

Subchapter 11 provides that the Division shall certify to the Treasurer, the amount of the excise taxes collected and also issue a statement of taxes due to each taxpayer.

Subchapter 12 provides how the taxes are paid and collected.

Subchapter 13 explains that the taxes from the water and sewerage corporations are deposited into the Energy Tax Receipts Property Tax Relief Fund.