

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

Agency Control Number: 20-A-01.

Effective Date: July 6, 2021.

New Expiration Date: July 6, 2028.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 10:70, Medically Needy Program, were scheduled to expire on July 31, 2020. Pursuant to Executive Order Nos. 127 (2020) and 244 (2021) and P.L. 2021, c. 104, any chapter of the New Jersey Administrative Code that would otherwise have expired during the Public Health Emergency originally declared in Executive Order No. 103 (2020) is extended through January 1, 2022. Therefore, this chapter has not yet expired and the 30-day filing date pursuant to N.J.S.A. 52:14B-5.1.c has not yet occurred, therefore, pursuant to Executive Order No. 244 (2021), and P.L. 2021, c. 104, this notice of readoption is timely filed. The Medically Needy Program chapter regulates the eligibility process used to determine beneficiary eligibility for the Medically Needy program.

The Department of Human Services is readopting the chapter before the expiration date while it works on amendments to reflect new Federal requirements and/or any Federal or State policy adjustments made in response to the COVID-19 health crisis. These amendments will be published under a separate notice to allow for adequate opportunity for public notice and review.

The Department of Human Services has reviewed the rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated, as required by Executive Order No. 66 (1978). 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.

(a)

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

**Notice of Readoption
NJ FamilyCare**

Readoption: N.J.A.C. 10:78

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

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

Agency Control Number: 20-A-02.

Effective Date: July 6, 2021.

New Expiration Date: July 6, 2028.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 10:78, NJ FamilyCare, were scheduled to expire on July 31, 2020. Pursuant to Executive Order Nos. 127 (2020) and 244 (2021) and P.L. 2021, c. 104, any chapter of the New Jersey Administrative Code that would otherwise have expired during the Public Health Emergency originally declared in Executive Order No. 103 (2020) is extended through January 1, 2022. Therefore, this chapter has not yet expired and the 30-day filing date pursuant to N.J.S.A. 52:14B-5.1.c has not yet occurred, therefore, pursuant to Executive Order No. 244 (2021), and P.L. 2021, c. 104, this notice of readoption is timely filed. The NJ FamilyCare chapter regulates the eligibility process used to determine eligibility for the NJ FamilyCare program.

The Department of Human Services is readopting the chapter before expiration while it works on changes to reflect new Federal Child Health Insurance Program requirements and/or Federal or State policy adjustments made in response to the COVID-19 health crisis. These amendments will be published under a separate notice to allow for adequate opportunity for public notice and review.

The Department of Human Services has reviewed the rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated, as required by Executive Order No. 66 (1978). 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.

(b)

**DIVISION OF AGING SERVICES
OFFICE OF AREA AGENCY ON AGING
ADMINISTRATION**

Notice of Readoption

**Adult Day Services Program for Persons with
Alzheimer's Disease or Related Disorders**

Readoption: N.J.A.C. 10:164A

Authority: N.J.S.A. 26:2M-9 and 26:2M-15; and P.L. 2012, c. 17 (N.J.S.A. 26:1A-107 et seq.).

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

Effective Date: July 8, 2021.

New Expiration Date: July 8, 2028.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 10:164A, Adult Day Services Program for Persons with Alzheimer's Disease or Related Disorders, were scheduled to expire on August 29, 2020. Pursuant to Executive Order Nos. 127 (2020) and 244 (2021) and P.L. 2021, c. 104, any chapter of the New Jersey Administrative Code that would otherwise have expired during the Public Health Emergency originally declared in Executive Order No. 103 (2020) is extended through January 1, 2022. Therefore, this chapter has not yet expired and the 30-day filing date pursuant to N.J.S.A. 52:14B-5.1.c has not yet occurred, therefore, pursuant to Executive Order No. 244 (2021), and P.L. 2021, c. 104, this notice of readoption is timely filed.

N.J.A.C. 10:164A establishes a subsidized adult day services program for New Jersey residents who are afflicted with Alzheimer's Disease or related disorders and cared for by an unpaid family member or informal caregiver. The rules cover (1) general provisions; (2) administrative organization; (3) application process and responsibilities of agencies; (4) services for clients and families; (5) application process for clients; (6) eligibility; and (7) appeals. The Office of Area Agency on Aging Administration within the Division of Aging Services, created pursuant to N.J.S.A. 30:1A-14 and transferred from the Department of Health to the Department of Human Services, has determined that the chapter remains necessary, proper, reasonable, efficient, understandable, and responsive to the purposes for which it was originally promulgated, as amended and supplemented over time, and should be readopted without amendment. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), N.J.A.C. 10:164A is readopted and shall continue in effect for seven years.

INSURANCE

(c)

**DEPARTMENT OF BANKING AND INSURANCE
DIVISION OF INSURANCE**

Notice of Readoption

Fraud Prevention and Detection

Readoption with Technical Changes: N.J.A.C. 11:16

Authority: N.J.S.A. 17:1-8.1, 17:1-15.e, 17:23-8 et seq., 17:23-19, 17:23-20 et seq., and 17:33A-1 et seq.

Authorized By: Marlene Caride, Commissioner, Department of Banking and Insurance.

Effective Dates: June 28, 2021, Readoption;

August 2, 2021, Technical Changes.

New Expiration Date: June 28, 2028.