

(a)

**DIVISION OF FAMILY DEVELOPMENT
Work First New Jersey (WFNJ) Program
Financial Eligibility—Income, Resources, Benefits
Proposed Amendments: N.J.A.C. 10:90-3.9 and 3.18**

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

Authority: N.J.S.A. 30:1-12.

Calendar Reference: See Summary below for explanation of exception to calendar requirement.

Proposal Number: PRN 2024-083.

Submit comments by September 13, 2024, to:

Megan R. Mazzoni, Administrative Practice Officer
Division of Family Development
PO Box 716
Trenton, New Jersey 08625-0716
or email: DFD-Regulations@dhs.nj.gov

The agency proposal follows:

Summary

The Department of Human Services (Department) has proposed amendments at N.J.A.C. 10:90-3.9 and 3.18 to update the financial eligibility requirements in the Work First New Jersey (WFNJ) program to include new forms of income in response to the legalization of sports betting and online gaming in New Jersey. Money won from sports betting and any online gambling would be considered when determining if an applicant is financially eligible for WFNJ.

As the Department is providing a 60-day comment period on this notice of proposal, this notice is excepted from the rulemaking calendar requirement, pursuant to N.J.A.C. 1:30-3.3(a)5.

Social Impact

The proposed amendments will have no social impact.

Economic Impact

The proposed amendments will require that money won from sports betting and from online gambling are considered when determining WFNJ financial eligibility. These changes are not anticipated to have a significant economic impact to the State.

Federal Standards Statement

The Department has reviewed the applicable Federal laws and regulations at 45 CFR 260, Temporary Assistance for Needy Families, and that review indicates that the proposed amendments do not exceed Federal standards. Therefore, a Federal standards analysis is not required.

Jobs Impact

The proposed amendments will not result in the generation or loss of jobs.

Agricultural Industry Impact

The proposed amendments will have no impact on the agriculture industry.

Regulatory Flexibility Statement

The proposed amendments have been reviewed with regard to the Regulatory Flexibility Act, N.J.S.A. 52:14B-16 et seq. The proposed amendments impose no reporting, recordkeeping, or other compliance requirements on small businesses and, therefore, a regulatory flexibility analysis is not required.

Housing Affordability Impact Analysis

The proposed amendments will not have an impact on the affordability of housing in New Jersey. It is highly unlikely that the proposed amendments would evoke a change in the average costs associated with housing because the proposed amendments provide for additional sources of income and lump sum income within the regulatory structure for participants of WFNJ/TANF and WFNJ/GA.

Smart Growth Development Impact Analysis

The proposed amendments will not have an impact on smart growth. It is highly unlikely that the proposed amendments would evoke a change in housing production in Planning Areas 1 or 2, or within designated centers, pursuant to the State Development and Redevelopment Plan in New Jersey because the proposed amendments provide for additional sources of income and lump sum income within the regulatory structure for participants of WFNJ/TANF.

Racial and Ethnic Community Criminal Justice and Public Safety Impact

The Department has evaluated this rulemaking and determined that it will not have an impact on pretrial detention, sentencing, probation, or parole policies concerning adults and juveniles in the State. Accordingly, no further analysis is required.

Full text of the proposal follows (additions indicated in boldface **thus**; deletions indicated in brackets [thus]):

SUBCHAPTER 3. FINANCIAL ELIGIBILITY—INCOME, RESOURCES, BENEFITS

10:90-3.9 Income—WFNJ TANF/GA

(a) (No change.)

(b) Income refers to earned or unearned and means, but is not limited to, child support, commissions, salaries, self-employed earnings, and spousal support payments, interest and dividend earnings, wages, receipts, unemployment compensation, any legal or equitable interest or entitlement owed that was acquired by a cause of action, suit, claim or counterclaim, insurance benefits, temporary disability claims, estate income, trusts, Federal income tax refunds, state income tax refunds, homestead rebates, inheritances, lottery [prizes], casino, **sports betting** and racetrack winnings, **including online winnings**, annuities, retirement benefits, RSDI, veterans' benefits, union benefits, or other sources that may be construed or defined as income.

(c)-(f) (No change.)

10:90-3.18 Treatment of lump sum income WFNJ TANF/GA

(a) Lump sum income includes, but is not limited to, payments in the nature of a windfall such as inheritances, lottery, casino [and], racetrack, **and sports betting** winnings, **including online winnings**; RSDI, Railroad Retirement, Veterans and Worker's Compensation retroactive awards; and personal injury awards.

1.-2. (No change.)

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

LAW AND PUBLIC SAFETY

(b)

**DIVISION OF CONSUMER AFFAIRS
BOARD OF MEDICAL EXAMINERS
Midwifery Explicit and Implicit Bias Continuing
Education**

Proposed New Rule: N.J.A.C. 13:35-2A.7A

Authorized By: Board of Medical Examiners, Antonia Winstead, Executive Director.

Authority: N.J.S.A. 45:9-2.

Calendar Reference: See Summary below for explanation of exception to calendar requirement.

Proposal Number: PRN 2024-087.

Submit written comments by September 13, 2024, to:

Antonia Winstead, Executive Director
Board of Medical Examiners
140 East Front Street, 2nd Floor
PO Box 183
Trenton, NJ 08625