

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. 103, this notice of readoption is timely filed.

The chapter contains four subchapters: Subchapter 1 is reserved; Subchapter 2, Public Notice and Public Comments Regarding Department Rules; Rulemaking Calendars; Subchapter 3, Additional Opportunity to Be Heard Upon Showing of Sufficient Public Interest; and Subchapter 4, Petitions for Rulemaking Regarding Department Rulemaking.

Technical changes are proposed at Subchapters 2 and 4 to revise Office of Legal and Regulatory Liaison to Office of Legal and Regulatory Affairs in the contact information references for individuals to submit public comments regarding existing rules and petitions for Department rulemaking.

The Department of Human Services has reviewed the chapter and finds that it should be readopted with technical changes as described above, because the rules in the chapter are necessary, adequate, reasonable, efficient, understandable, and responsive to the purposes for which they were originally promulgated and shall remain in effect for a seven-year period in accordance with N.J.S.A. 52:14B-5.1.c(1).

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

SUBCHAPTER 2. PUBLIC NOTICE AND PUBLIC COMMENTS REGARDING DEPARTMENT RULES; RULEMAKING CALENDARS

- 10:1-2.2 Public Comments regarding existing rules and proposed rulemaking
 - (a)-(b) (No change.)
 - (c) Public comments regarding existing rules should be submitted in writing and addressed to:
 - Department of Human Services
 - Office of Legal and Regulatory [Liaison] **Affairs**
 - PO Box 700
 - Trenton, NJ 08625-0700
 - (d) (No change.)

SUBCHAPTER 4. PETITIONS FOR RULEMAKING REGARDING DEPARTMENT RULEMAKING

- 10:1-4.2 Public petitions process and requirements
 - (a)-(b) (No change.)
 - (c) Petitions shall be addressed to either the specific relevant Division of the Department or the Department Central Headquarters at:
 - Department of Human Services
 - Office of Legal and Regulatory [Liaison] **Affairs**
 - PO Box 700
 - Trenton, New Jersey 08625-0700

(a)

OFFICE OF LICENSING
Notice of Readoption
Standards for Private Licensed Facilities for Persons with Developmental Disabilities
Readoption: N.J.A.C. 10:47

Authority: N.J.S.A. 30:1-12, 30:1-15, 30:1-15.1, and 30:6D-1 et seq.
 Authorized By: Sarah Adelman, Acting Commissioner, Department of Human Services.
 Effective Date: August 4, 2021.
 New Expiration Date: August 4, 2028.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 10:47, Standards for Private Licensed Facilities for Persons with Developmental Disabilities, were scheduled to expire on July 25, 2021. Pursuant to Executive Order Nos. 127 (2020) and 244 (2021) and P.L.

2021, c. 103, 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. 103, this notice of readoption is timely filed.

The Standards for Private Licensed Facilities for Persons with Developmental Disabilities rules address all aspects of the facilities' operations. The purpose of the chapter is to protect the health, safety, welfare, and human rights of the individuals who live in these residential facilities in the State of New Jersey.

Take further notice that the Department of Human Services has reviewed these rules and found them reasonable, necessary, and proper for the purpose for which they were originally promulgated. The use of the Standards for Private Licensed Facilities for Persons with Developmental Disabilities has declined precipitously since the rules were last amended. Increasingly, individuals are choosing community-based settings and often choosing to transition from institutional settings in order to more fully integrate into community life. When the chapter was last amended, there had been four such facilities offering services to hundreds of service recipients. Today, there is a single facility offering services to fewer than three dozen individuals. In order to ensure protection and stability in the services provided to these individuals, the Department proposes to continue the rules that are currently in place. The Department will continue to monitor the delivery of services through these facilities and is prepared to promulgate further amendments to this rule; if deemed necessary, such amendments will be proposed in the future.

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. 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 should be readopted and continue in effect for a seven-year period.

(b)

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Notice of Readoption
Psychiatric Adult Acute Partial Hospital and Partial Hospital Services

Readoption: N.J.A.C. 10:52A

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: 21-A-13.
 Effective Date: July 29, 2021.
 New Expiration Date: July 29, 2028.

Take notice that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 10:52A, Psychiatric Adult Acute Partial Hospital and Partial Hospital Services, were scheduled to expire on June 17, 2021. Pursuant to Executive Order Nos. 127 (2020) and 244 (2021) and P.L. 2021, c. 103, 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. 103, this notice of readoption is timely filed. The rules set forth requirements for the provision of psychiatric adult acute partial hospital and partial hospital services to Medicaid/NJ FamilyCare beneficiaries.

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. Therefore, pursuant to N.J.S.A. 30:4D-1 et seq., and 30:4J-8 et seq., and in accordance with