

**STATE OF NEW JERSEY**  
**DEPARTMENT OF HUMAN SERVICES**  
**NOTICE OF RULE WAIVER/MODIFICATION/SUSPENSION**  
**PURSUANT TO EXECUTIVE ORDER NO. 103 (MURPHY)(MARCH 9, 2020)**  
**COVID-19 STATE OF EMERGENCY**

Temporary Rule Waiver adopted by Commissioner Carole Johnson, Department of Human Services

**Date:** March 31, 2020

**Authority:** N.J.S.A. App.A:9-45 & App. A:9-47 ; Executive Order No. 103 (Murphy)(“EO 103”)

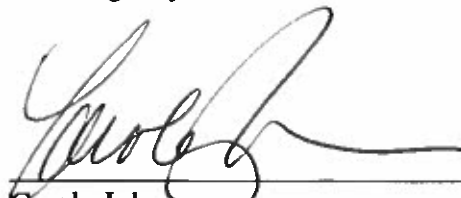
**Effective Date:** March 31, 2020

**Expiration Date:** Concurrent with end of EO 103

This is an emergency adoption of a temporary rule waiver of the regulation governing premiums paid by certain NJ FamilyCare enrollees at N.J.A.C. 10:79-6.7. Section 6 of EO 103, issued in response to the COVID-19 pandemic, authorizes agency heads to waive/suspend/modify any existing rule, where the enforcement of the rule would be detrimental to the public welfare during the emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary. Pursuant to that authority, and with the approval of the Governor and in consultation with the State Director of Emergency Management and the Commissioner of the Department of Health, the Department of Human Services is waiving its rules as follows:

N.J.A.C. 10:79-6.7 requires certain NJ FamilyCare Children’s Health Insurance Program (CHIP) enrollees to pay monthly premiums for participation in the program. Effective March 31, 2020, CHIP enrollees are not required to pay monthly premiums regardless of their income levels. I find that the waiver of N.J.A.C. 10:79-6.7 is necessary because enforcement of the existing rule would be detrimental to the public welfare during this emergency.

3/31/20  
Date

  
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Carole Johnson  
Commissioner, Department of Human Services