

HEALTH

HEALTH SYSTEMS BRANCH

CERTIFICATE OF NEED AND LICENSING DIVISION

Notice of Action on Petition for Rulemaking

**Definitions and Qualifications and Responsibilities of the Medical Director and
Physicians**

N.J.A.C. 8:111-1.3 and 1.4

Petitioners: Joseph A. Giaimo, D.O., President, American Osteopathic Association, Chicago, IL; Kevin Klauer, D.O., E.J.D., CEO, American Osteopathic Association, Chicago, IL; and Hetal Patel, D.O., President, New Jersey Association of Osteopathic Physicians and Surgeons, Pennington, NJ.

Take notice that the Department of Health (Department) has determined to grant the petition for rulemaking that is described below.

On February 11, 2022, the Department received a petition for rulemaking from the above petitioners requesting the Department to make certain amendments to N.J.A.C. 8:111, Standards for Licensure of Residential Substance Use Disorder Treatment Facilities. The petitioners request that the Department add the definition of the American Osteopathic Association (AOA) at N.J.A.C. 8:111-1.3 and add the AOA as a certifying board at N.J.A.C. 8:111-1.4(a). Essentially, the petitioners seek parity for osteopaths who have addiction accreditation to be eligible to serve as facility medical directors, which is comparable to medical doctors with addiction accreditation.

A notice acknowledging receipt of the petition was published in the New Jersey Register on September 19, 2022, at 54 N.J.R. 1857(b). In accordance with the

Administrative Procedure Act and the Office of Administrative Law's implementing rules at N.J.A.C. 1:30-4.2, the Department will initiate rulemaking within 90 days of granting this petition.

A copy of this notice has been mailed to the petitioners in accordance with N.J.A.C. 1:30-4.2.