

EXECUTIVE ORDER NO. 275

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"); and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, issued on April 7, 2020, May 6, 2020, June 4, 2020, July 2, 2020, August 1, 2020, August 27, 2020, September 25, 2020, October 24, 2020, November 22, 2020, December 21, 2020, January 19, 2021, February 17, 2021, March 17, 2021, April 15, 2021, and May 14, 2021, respectively, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency continued to exist and declared that all Executive Orders and Administrative Orders adopted in whole or in part in response to the COVID-19 Public Health Emergency remained in full force and effect; and

WHEREAS, in accordance with N.J.S.A. App. A:9-34 and -51, I reserve the right to utilize and employ all available resources of State government to protect against the emergency created by COVID-19; and

WHEREAS, as COVID-19 continued to spread across New Jersey, I have issued a series of Executive Orders pursuant to my authority under the EHPA and the Disaster Control Act, to protect the public health, safety, and welfare against the emergency created by COVID-19, including Executive Order Nos. 104-133, Nos. 135-138, Nos. 140-166, Nos. 168-173, No. 175, Nos. 177-181, No. 183, Nos. 186-187, Nos. 189-198, No. 200, Nos. 203-204, No. 207, and

Nos. 210-211 (2020) and Nos. 214-216, Nos. 219-220, Nos. 222-223, No. 225, Nos. 228-235, Nos. 237-244, No. 246, No. 249, Nos. 251-253, Nos. 263-264, Nos. 266-267, and No. 271 (2021), the facts and circumstances of which are all adopted by reference herein; and

WHEREAS, in Executive Order Nos. 127, 159, 170, and 178 (2020), I extended certain statutory deadlines in recognition that strict enforcement of certain statutory timeframes during and shortly following the Public Health Emergency could unduly burden the Executive Branch, industry, and members of the public, including individuals, small businesses, and other entities, in ways that would be detrimental to the public welfare, or yield other unintended consequences that would frustrate the fair achievement of the statute's objectives in a manner that imperils the health, safety, and well-being of New Jersey residents, and be detrimental to the public welfare; and

WHEREAS, after determining that, because of the broad range of regulated activities, it would not be appropriate to allow a blanket extension of statutory deadlines which vary with the function or regulated activity at issue, I consulted with the Cabinet and other agency heads to identify deadlines that could be postponed without significant detriment to the well-being of the public for limited periods of time; and

WHEREAS, in Executive Order No. 127 (2020), I determined that strict enforcement of the timelines required by the Administrative Procedure Act would be detrimental to the public health and welfare because it would require responses from the public and could deprive Executive Branch departments and agencies, which faced unprecedented challenges in responding to the Public Health Emergency, of adequate time to ensure that their findings of fact, conclusions of law, and decisions and regulatory determinations

comply with statutory requirements and are based upon sufficient, competent, and credible evidence; and

WHEREAS, I extended the deadlines identified in the Appendices to Executive Order Nos. 159, 170, and 178 (2020) to address the economic impact of COVID-19 upon individuals, businesses, or other non-government entities; to protect public health and safety, including because social distancing policies adopted in response to COVID-19 will make it harder for individuals, businesses, or other non-government entities to meet the deadline; to protect the health and safety of agency personnel, including because social distancing policies adopted in response to COVID-19 will make it harder to meet the deadline; to address other circumstances related to COVID-19 that would make enforcement of the deadline unduly burdensome for individuals, businesses, or other non-government entities; and to address issues arising from the COVID-19 pandemic that would make it unduly burdensome for the agency to adhere strictly to the deadline; and

WHEREAS, various deadlines were extended for specific periods based on how much additional time likely would be needed to comply due to the emergency created by COVID-19, and in some instances, based on the relationship of those deadlines to other statutory deadlines or requirements; and

WHEREAS, on June 4, 2021, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103 and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020) but maintained the State of Emergency declared in that same Order; and

WHEREAS, P.L.2021, c.103 provided that, following the termination of the Public Health Emergency, certain listed Executive Orders, including Executive Order Nos. 127, 159, 170, and 178 (2020), shall remain in effect until January 1, 2022; and

WHEREAS, clarification is warranted as to the relationship between P.L.2021, c.103, the specific extensions authorized by Executive Order Nos. 127, 159, 170, 178 (2020), and Executive Order No. 244 (2021); and

WHEREAS, P.L.2021, c.103, and the Executive Orders are most appropriately understood together as treating January 1, 2022 as the last day of the Public Health Emergency for the sole purpose of determining the availability and length of extensions authorized by Executive Order Nos. 127, 159, 170, and 178 (2020); and

WHEREAS, I have consulted with the Cabinet and other agency heads and determined that certain extensions authorized by Executive Order Nos. 127, 159, 170, and 178 (2020) may be permitted to lapse before they naturally expire without having a detrimental impact on the public welfare; and

WHEREAS, on September 17, 2021, I issued Executive Order No. 263 to address certain environmental deadlines that had been tolled by Executive Order No. 136 (2020); and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. 26:13-1 et seq., N.J.S.A. App. A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:2-4 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. Except as specified in Executive Order No. 263 (2021), the extensions granted by Paragraphs 1-6 of Executive Order No. 127 (2020) shall be terminated in the following manner:

- a. Any deadline, in any contested case, for (i) production and certification of a permitting record pursuant to N.J.S.A. 52:14B-10(a)(2), or (ii) filing of a recommended report and decision pursuant to N.J.S.A. 52:14B-10(c), if the original deadline would have fallen between the first day of the Public Health Emergency declared in Executive Order No. 103 (2020) and the effective date of this Order absent the extension granted by Paragraph 1 of Executive Order No. 127 (2020), shall terminate on the effective date of this Order;
- b. April 1, 2022 shall be the new deadline, in any contested case, for adopting, rejecting, or modifying a recommended report and decision pursuant to N.J.S.A. 52:14B-10(c), if the original deadline would have fallen between the first day of the Public Health Emergency declared in Executive Order No. 103 (2020) and April 1, 2022, absent the extension granted by Paragraph 1 of Executive Order No. 127 (2020);
- c. The expiration date for the following notices of rule proposal shall be January 1, 2022:
 - i. Notices of rule proposal that would have expired pursuant to the one-year expiration date set forth in N.J.A.C. 1:30-6.2(c) between April 14, 2020 and January 1, 2022, absent the extension granted by Paragraph 2 of Executive Order No. 127 (2020); and
 - ii. Notices of rule proposal that would have expired pursuant to the 18-month expiration date set forth in N.J.S.A. 52:14B-4.10(e),

N.J.A.C. 1:30-6.2(c), and N.J.A.C. 1:30-6.3(e) between April 14, 2020 and January 1, 2022, absent the extension granted by Paragraph 3 of Executive Order No. 127 (2020). Nothing herein shall be construed to mean that an agency which has issued such notice of substantial change on or after July 6, 2021, shall have fewer than 180 days to act upon the notice of substantial change.

- d. January 1, 2022 shall be the new deadline for an Executive Branch department or agency to act on any petition for rulemaking pursuant to N.J.S.A. 52:14B-4(f), N.J.A.C. 1:30-4.1 to -4.3, or any Executive Branch department or agency rule prescribing procedures for the consideration and disposition of petitions for rulemaking, if the original deadline would have fallen between the first day of the Public Health Emergency declared in Executive Order No. 103 (2020) and January 1, 2022, absent the extension granted by Paragraph 4 of Executive Order No. 127 (2020);
- e. January 1, 2022 shall be the expiration date of any rule that would have expired pursuant to N.J.S.A. 52:14B-5.1 and N.J.A.C. 1:30-6.4 between the first day of the Public Health Emergency declared in Executive Order No. 103 (2020) and January 1, 2022, absent the extension granted by Paragraph 5 of Executive Order No. 127 (2020); and
- f. January 1, 2022 shall be the expiration date of any emergency rule that would have expired pursuant to N.J.S.A. 52:14B-4(c) and N.J.A.C. 1:30-6.5 between

the first day of the Public Health Emergency declared in Executive Order No. 103 (2020) and January 1, 2022, absent the extension granted by Paragraph 6 of Executive Order No. 127 (2020).

2. Except as specified in the Appendix to this Order, for statutory deadlines, including statutory effective dates, extended by Paragraph 2 or 6 of Executive Order Nos. 159, 170, or 178 (2020) by a specific number of days from the original deadline, the extension shall be applicable to deadlines falling on or before January 31, 2022. The extended deadlines are identified in the Appendix.

3. Except as specified in the Appendix to this Order or Paragraph 5 of Executive Order Nos. 159, 170, or 178 (2020), for statutory deadlines, including statutory effective dates, extended by Paragraph 3 or 6 of Executive Order Nos. 159, 170, or 178 (2020) until a specific number of days or months after the last day of the Public Health Emergency, the extension shall run until the specific number of days or months after January 1, 2022, and shall be available to any person or entity that would have been required to meet such deadline between the beginning of the Public Health Emergency and the new deadline. The extended deadlines are identified in the Appendix.

4. Nothing in this Order is intended to deny or alter the authority of any agency or instrumentality of the State government, or any other person or entity, to request, grant, or consent to any extension that would otherwise be permissible under existing law.

5. This Order is not intended to, and does not, confer any legal rights upon businesses or others whose activities are regulated by New Jersey's agencies, boards, commissions, or departments and shall not be used as a basis for legal challenges

to regulations, rules, approvals, permits, licenses, or other actions, or to any inaction of the governmental entity subject to it.

6. This Order shall take effect immediately.

GIVEN, under my hand and seal this
23rd day of November,
Two Thousand and Twenty-one,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

AGENCY	STATUTORY PROVISION	DESCRIPTION	EXTENSION GRANTED BY PRIOR EXECUTIVE ORDER	EXTENSION PURSUANT TO EXECUTIVE ORDERS AND P.L. 2021, c.103
Administrative Office of the Courts	P.L. 2019, c.269, s. 6	The affected statutory provision requires the Administrative Office of the Courts to develop and maintain a system for sealing records from the public, upon order of a court, pertaining to offenses or delinquent acts involving marijuana or hashish, by September 15, 2020. This extension will extend the deadline until February 15, 2021.	Extend by 5 months	N/A - Deadline Already Passed
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-10.1(b)	The affected statutory provision requires a county board or the Committee to conduct a public hearing and issue findings and recommendations within 60 days of receipt of a complaint by a person aggrieved by the operation of a commercial farm. This extension will extend the time to act under this provision until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-10.1(c)	The affected statutory provision requires the Committee to hold a public hearing and issue its decision within 60 days of receipt of a complaint forwarded by a county board for a determination of whether the disputed agricultural operation constitutes a generally accepted agricultural operation or practice. This extension will extend the time to schedule a hearing and issue a decision by 60 days.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-10.1(d)	The affected statutory provision requires that the Committee schedule a hearing and make a determination within 90 days of receipt of a petition for review filed by a person aggrieved by a decision of a county agriculture development board. This extension will extend the time for the Committee to take action under this provision by 60 days.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-19(b)	The affected statutory provision requires the county board and the Committee to review, within 30 days of receipt, a notice of intent filed by a public body or public utility which intends to exercise the power of eminent domain for the acquisition of land included in an agricultural development area, or which intends to advance a grant, loan, interest subsidy or other funds within an agricultural development area for the construction of dwellings, commercial or industrial facilities, transportation facilities, or water or sewer facilities to serve nonfarm structures. This extension will extend the deadline for action by the board or Committee until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-21(c)	The affected statutory provision requires a municipal planning board to review and report to the municipal governing body the potential effect of a proposed municipally approved program upon the planning policies and objectives of the municipality within 60 days of receipt of a petition to enter a farm into an 8-year or 16-year term farmland preservation program easement. This extension will extend the deadline for action by a municipal planning board until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-21(d)	The affected statutory provision requires that a municipal governing body shall, after public hearing and within 120 days of receipt of a municipal planning board's report on the potential effect of a proposed municipally approved program upon the planning policies and objectives of the municipality, recommend to the board, by ordinance duly adopted, that the municipally approved program boundaries be approved, conditionally approved with proposed geographical modifications, or disapproved. This extension will extend the time for the municipal governing body to act under this provision by 60 days.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-21(i)	The affected statutory provision states that the provisions of this section to the contrary notwithstanding, if any municipal governing body fails to act on a petition to create a municipally approved program within 180 days of the receipt by the municipal planning board of the petition, the municipal planning board or the landowner may appeal to the Committee to intervene, and the Committee may approve or disapprove the petition. This extension will extend the time for the municipal governing body to act by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-26(c)	The affected statutory provision requires a county board to seek to facilitate the resolution of a dispute within 30 days of receipt of a petition for the board to act as an informal mediator in the event that any person wishes to file a complaint to modify or enjoin an agricultural operation or activity under the belief that the operation or activity violates the provisions of subsection a. of this section. This extension will extend the deadline for action by a county board until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022

Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-32.4(e)	The affected statutory provision requires that the Committee shall, within 90 days of receipt, approve, disapprove, or approve with conditions an application submitted for the purposes of subsection a. of this section, concerning the construction, installation, and operation of biomass, solar, and wind energy generation facilities, structures, and equipment on preserved farmland. This extension will extend the time for the Committee to take action on an application by 60 days.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022
Agriculture, State Agriculture Development Committee	N.J.S.A. 4:1C-39(a)	The affected statutory provision grants the Committee the first right and option to purchase certain land enrolled in a municipally approved program or other farmland preservation program, and provides that if the Committee chooses to exercise the first right and option, the Committee shall give notice of that intent to the landowner within a period of 30 days following the date of receipt of the notice of executed contract of sale, and shall submit its offer to match the terms and conditions of the executed contract of sale to the landowner within the 60 days following the expiration of the 30-day period. This extension will extend each deadline for the Committee to act by 60 days.	Extend by 60 days	The Committee has determined that it no longer requires any extension of the 60-day deadline for the Committee to submit its offer to match the terms and conditions of an executed contract of sale. That extension is therefore terminated. The extension of the 30-day deadline for the Committee to provide notice of its intent to exercise the first right and option shall apply to any such deadline falling on or before January 31, 2022, making the latest possible extended deadline April 1, 2022.
Banking and Insurance, Division of Banking	N.J.S.A. 17:11C-12	The affected statutory provision states that any sale or transfer of a controlling interest in a consumer lender or sales finance company licensee's or applicant's business shall be deemed approved if the Commissioner does not deny a completed application within 90 days after its receipt. This extension will extend the time the Commissioner has to deny a completed application by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:11C-69	The affected statutory provision states that the sale or transfer of a controlling interest in a residential mortgage lender or residential mortgage broker applicant's or licensee's business shall be deemed approved if the Commissioner does not deny a completed application within 90 days after its receipt. This extension will extend the time the Commissioner has to approve or deny a completed application by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:12B-24(A)(1)	The affected statutory provision states that an application by a savings association to upgrade a previously operated branch office shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or denied earlier by the Commissioner in writing. This extension will extend the time by which the Commissioner has to approve or deny a completed application by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:12B-24(F)(2)	The affected statutory provision states that an application by a savings association which has been in business for at least three years, and which is well capitalized, adequately managed, and, if applicable, has received in its most recent examination under the Community Reinvestment Act of 1977 a rating of not less than "satisfactory record of meeting community credit needs," or its equivalent, may apply for expedited branch office approval, and such application shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or denied earlier by the Commissioner in writing. This extension will extend the time by which the Commissioner has to approve or deny a completed application by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:12B-250(c)	The affected statutory provision states that a filing by a capital stock association to amend its certificate of incorporation shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or disapproved earlier by the Commissioner in writing. This extension will extend the time by which the Commissioner may approve or disapprove a filing by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:12B-264(c)	The affected statutory provision states that a certificate of amendment filed with the Commissioner under this provision shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or disapproved earlier by the Commissioner in writing. This extension will extend by 90 days the time by which the Commissioner must act.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:12B-312	The affected statutory provision states that a filing by a subsidiary capital stock state association to amend its certificate of incorporation shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or denied earlier by the Commissioner in writing. This extension will extend the time by which the Commissioner may approve or deny a filing by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022

Banking and Insurance, Division of Banking	N.J.S.A. 17:12B-39	The affected statutory provision states that no by-law nor any change in the by-laws of a savings association shall become effective until it shall have been submitted in writing to the Commissioner and the Commissioner shall either have approved it in writing, or have failed to take any action thereon for a period of 30 days after it shall have been submitted to him. This extension will extend the time for the Commissioner to approve or take action by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:16G-5(d)	The affected statutory provision requires that a debt adjuster licensee file a copy of its annual report with the Commissioner on or before April 1 of each year. This extension will extend the time for filing a copy of the annual report until August 1, 2020.	Extend until August 1, 2020	N/A - Deadline Already Passed
Banking and Insurance, Division of Banking	N.J.S.A. 17:9-43(a)	The affected statutory provision requires public depositories to file certain financial information on a quarterly basis. This extension will extend the filing deadline by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-117	The affected statutory provision states that amendments to certificates of incorporation filed with the Commissioner by capital stock savings banks shall be deemed approved on the 30th day after receipt by the Commissioner unless approved or denied earlier by the Commissioner in writing. This extension will extend by 90 days the time within which the Commissioner must approve or deny an amendment to a certificate of incorporation before it is deemed approved.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-198(A)	The affected statutory provision states that amendments to certificates of incorporation filed with the Commissioner by savings banks shall be deemed approved on the 30th day after receipt by the Commissioner unless approved or denied earlier by the Commissioner in writing. This extension will extend by 90 days the time within which the Commissioner must approve or deny an amendment to a certificate of incorporation before it is deemed approved.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-20	The affected statutory provision states that an application by a bank to establish a full branch shall be deemed approved on the 30th day after the receipt by the Commissioner, unless earlier approved or denied by the Commissioner in writing. This extension will extend by 90 days the time by which the Commissioner must act before an application is deemed approved.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-254(A)	The affected statutory provision requires that within 60 days after the completion of an examination of a bank by the Commissioner, a report thereof, in such form as the Commissioner may prescribe, certified by the person by whom or under whose supervision the examination was made, shall be presented to the directors at a meeting of the board. This extension will extend the deadline for such reports by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-254(B)	The affected statutory provision requires directors to file in the Department, within a 60-day period after a bank examination, certified copies of the report of the examination and the prepared statement showing in detail such of the assets of the bank, other than loans, which, in the judgment of the board, have a value less than the value at which they are carried on the books of the bank, and stating the value, in its judgment, of such assets. This extension will extend the filing deadline for such certified copies by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-402	The affected statutory provision states that amendments to certificates of incorporation filed with the Commissioner by subsidiary capital savings banks shall be deemed approved on the 30th day after receipt by the Commissioner unless approved or denied earlier by the Commissioner in writing. This extension will extend by 90 days the time within which the Commissioner must approve or deny an amendment to a certificate of incorporation before it is deemed approved.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-414(a)	The affected statutory provision requires the Commissioner to decide whether to approve an acquisition under sections 28 through 36 of P.L.1996, c.17 (C.17:9A-409 through C.17:9A-417) within 60 days after receipt of a completed application, provided, that if the Commissioner requests additional information from the applicant following receipt of a completed application, the time limit for decision by the Commissioner shall be the later of: (1) 60 days after receipt of a completed application, or (2) 30 days after the Commissioner's receipt of the requested additional information. This extension will extend the time by which the Commissioner must take action by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-52(c)	The affected statutory provision states that a certificate filed in the Department for the approval of the Commissioner, concerning payment of certain dividends, shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or denied earlier by the Commissioner in writing. This extension will extend by 90 days the time by which the Commissioner must act before a certificate is deemed approved.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022

Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-6.2	The affected statutory provision states that a certificate of amendment filed with the Commissioner under this provision shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or disapproved earlier by the Commissioner in writing. This extension will extend by 90 days the time by which the Commissioner must act.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-79(A)	The affected statutory provision requires the annual meeting of the stockholders of every bank to be held on such day in January, February, March or April in each year as the bylaws shall provide; or, if there be no governing bylaw, then on the fourth Tuesday in March; or, in the case of a savings bank operating on a fiscal-year basis, the annual meeting shall be held no later than 120 days after the closing of the fiscal year. This extension will extend the deadline for such annual meetings by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022. Accordingly, the only upcoming deadlines for which an extension remains available are deadlines for annual meetings that would ordinarily occur in January 2022.
Banking and Insurance, Division of Banking	N.J.S.A. 17:9A-8.5(b)	The affected statutory provision states that a certificate of amendment filed with the Commissioner under this provision shall be deemed approved on the 30th day after receipt by the Commissioner, unless approved or disapproved earlier by the Commissioner in writing. This extension will extend by 90 days the time by which the Commissioner must act.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:27B-13	The affected statutory provision requires that a third party administrator shall file an annual report for the preceding calendar year with the Commissioner on or before March 1 of each year. The extension will extend the time for filing the report by 120 days.	Extend by 120 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 31, 2022. Accordingly, there are no upcoming deadlines for which an extension remains available.
Banking and Insurance, Division of Insurance	N.J.S.A. 17:23-42(a)	The affected statutory provision requires an insurer/insurance group of which an insurer is a member to submit an annual corporate governance disclosure no later than June 1st of each calendar year. This extension will extend the time for an insurer/ insurance group to submit an annual corporate governance disclosure statement by 60 days from June 1, 2020.	Extend by 60 days	N/A - Deadline Already Passed
Banking and Insurance, Division of Insurance	N.J.S.A. 17:23-1	The affected statutory provision requires every insurance company transacting business in the State to file quarterly statements regarding their financial condition covering the periods ending on March 31, June 30, and September 30, within 45 days after each such date. This extension will extend by 30 days the deadlines for quarterly statements covering the periods ending on March 31 and June 30.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022. Accordingly, there are no upcoming deadlines for which an extension remains available.
Banking and Insurance, Division of Insurance	N.J.S.A. 17:27A-3(a)	The affected statutory provision requires certain insurers to annually register by April 1 of each year, and to report all material changes or additions to the Commissioner within fifteen days after the end of the month in which the insurers learn of such changes or additions. This extension will extend by 60 days the time within which insurers must register and/or report material changes or additions.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022. Accordingly, no further extensions of annual registration deadlines remain available, but 60-day extensions remain available for reports of material changes or additions that would otherwise be due on or before January 31, 2022.
Banking and Insurance, Division of Insurance	N.J.S.A. 17:27A-3(d)	The affected statutory provision requires certain insurers to keep current the information required to be disclosed in their registration statements by reporting all material changes or additions on amendment forms provided by the Commissioner within 15 days after the end of the month in which it learns of each such change or addition. This extension will extend by 60 days the time within which insurers must report material changes or additions.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:27A-3(j)	The affected statutory provision states that a disclaimer of affiliation between any person and any authorized insurer shall be deemed to have been granted unless the Commissioner, within 30 days following receipt of a complete disclaimer, notifies the filing party in writing that the disclaimer is disallowed. This extension will extend by 90 days the time for the Commissioner to notify the filing party in writing that a disclaimer is disallowed.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022

Banking and Insurance, Division of Insurance	N.J.S.A. 17:27A-3(k)	The affected statutory provision requires that the ultimate controlling person of every insurer subject to registration shall file an annual enterprise risk report. This extension will extend the time for an insurer to file an annual enterprise risk report by 60 days.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:27A-4 (c)(2)(a)(i)	The affected statutory provision states that a domestic insurer subject to registration may pay an extraordinary dividend or make an extraordinary distribution to its shareholders if the Commissioner has received notice of the declaration thereof and has not disapproved such payment within 30 days after having received notice. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:27A-4 (c)(2)(c)(i)	The affected statutory provision states that a domestic insurer may declare an extraordinary dividend or distribution which is conditional upon the Commissioner's approval thereof, and such a declaration may confer rights upon shareholders if the Commissioner does not disapprove such payment within 30 days after having received notice of the declaration thereof. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:27A-4(a)(2)	The affected statutory provision prohibits certain transactions involving a domestic insurer and any person in its holding company system unless the insurer has notified the Commissioner in writing of its intention to enter into the transaction at least 30 days prior thereto, or such shorter period as the Commissioner may permit, and the Commissioner has not disapproved it within that 30-day period. This extension will extend by 90 days the period within which the Commission may disapprove the transaction.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:29A-46.1(c)	The affected statutory provision states that any initial rates filed by an insurer pursuant to N.J.S.A. 17:29A-46.1(b), which governs initial filings for additional rating plans which are based on a percentage increase or decrease of the existing rate level in the insurer's current rating plan, shall be deemed to be approved if not disapproved by the Commissioner within 120 days of receipt of the filing by the Department. This extension will extend by 90 days the time for the Commissioner to disapprove initial rates.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:29A-46.6(d)	The affected statutory provision states that a filing by an insurer, affiliated group of insurers, or a rating organization requesting an increase in its Statewide average base rate for private passenger automobile insurance of up to 3% shall be deemed to be approved unless rejected or modified by the Commissioner not later than 30 days after receipt of the filing, unless the Commissioner grants an extension, in which case the filing shall be deemed approved not later than 45 days after receipt of the filing; and a filing requesting an increase of more than 3%, but not more than 7%, shall be deemed to be approved unless rejected or modified by the Commissioner not later than 45 days after receipt of the filing, unless the Commissioner grants an extension, in which case the filing shall be deemed approved not later than 60 days after receipt of the filing. This extension will extend by 90 days the time by which the Commissioner must issue a decision before a filing is deemed approved.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:29A-5.7(a)	The affected statutory provision requires that each insurer, except those exempt from filing pursuant to section 6 of this act, shall annually file with the Commissioner, on or before July 1 of each year, a profits report containing the information and calculations required by this section. This extension will extend the time for filing a profits report by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022. Accordingly, there are no upcoming deadlines for which an extension remains available.
Banking and Insurance, Division of Insurance	N.J.S.A. 17:29A-7	The affected statutory provision states that ratings-systems filed by or on behalf of an insurer shall be deemed approved if the Commissioner fails to approve or disapprove the rating-systems within 90 days from the filing thereof. This extension will extend the time for the Commissioner to approve or disapprove any rating-systems by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:29AA-5.1(a)	The affected statutory provision states that an annual rate change for medical malpractice liability insurance filed by insurer or rating organization may become effective not less than 30 days after its filing. This extension will extend the time for a rate change for medical malpractice liability insurance to become effective by 90 days, such that a rate change may become effective not less than 120 days after its filing.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:29AA-6	The affected statutory provision states that for commercial lines insurance, insurers shall file copies of all policy forms for approval with the Commissioner at least 30 days prior to the policy form's effective date, and that a policy form filed under this section shall be deemed approved as of its effective date unless disapproved by the Commissioner prior to its effective date. This extension will extend the time for the Commissioner to take action under this statute by 90 days, such that the waiting period shall be 120 days unless waived by the Commissioner in full or in part.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022

Banking and Insurance, Division of Insurance	N.J.S.A. 17:33A-15(a)	The affected statutory provision states that every insurer writing health insurance or private passenger automobile insurance in this State shall file with the Commissioner a plan for the prevention and detection of fraudulent insurance applications and claims, and that such plan shall be deemed approved by the Commissioner if not affirmatively approved or disapproved by the Commissioner within 90 days of the date of filing. This extension will extend the time for the Commissioner to approve or disapprove a plan by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:33B-29(c)	The affected statutory provision states that any application for a temporary certificate of authority which authorizes an insurer to issue private passenger automobile insurance policies or make contracts of private passenger automobile insurance in this State shall be deemed approved if not disapproved by the Commissioner within 30 days of the application filing date. This extension will extend the time for the Commissioner to approve or disapprove an application made under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:36-5.35(c)	The affected statutory provision gives the Commissioner 30 days from the date an expedited rate filing is received to challenge a proposed alteration to a filer's homeowners insurance rating system when the filer requests an increase of no more than five percent in its Statewide rate for homeowners insurance. This extension will extend by 90 days the time within which the Commissioner must challenge the proposed alteration.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48-6	The affected statutory provision pertaining to insurance contracts issued by hospital service corporations provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48-6.1	The affected statutory provision pertaining to group insurance contracts issued by hospital service corporations provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48-8.2(b)	The affected statutory provision states that a contract or related form filed with the Commissioner for approval pursuant to this section shall be deemed approved upon the expiration of 60 days after the submission of the form unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to approve or disapprove of a contract or related form by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48-8.2(d)	The affected statutory provision states that a contract or related form resubmitted by a Hospital Service Corporation in response to the Commissioner's objections shall be deemed approved upon the expiration of 30 days after its resubmission unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to disapprove, in writing, a contract or related form resubmitted under the statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48A-5	The affected statutory provision pertaining to subscription contracts issued by medical service corporations provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022

Banking and Insurance, Division of Insurance	N.J.S.A. 17:48A-7.1	The affected statutory provision pertaining to group contracts issued by medical service corporations provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age, until 30 days after the end of the Public Health Emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48E-13.2(b)	The affected statutory provision states that certain contracts or related forms filed by a Health Service Corporation with the Commissioner shall be deemed approved upon the expiration of 60 days after the submission of the form unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to disapprove in writing a contract or related form by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48E-13.2(d)	The affected statutory provision states that a contract or related form, resubmitted by a Health Service Corporation in response to the Commissioner's objections, shall be deemed approved upon the expiration of 30 days after its resubmission unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to disapprove in writing any contract or related form by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48E-22	The affected statutory provision pertaining to insurance coverage issued by health service corporations provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48E-26(d)	The affected statutory provision states that increased rates for hospitalization benefits filed pursuant to this subsection shall be deemed to be approved unless disapproved by the Commissioner on or before the day the rates are to become effective, which shall be no later than 20 days following their filing, unless the Commissioner waives the 20 day period or any portion thereof. This extension will extend the deadline after which rates will be deemed approved by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48E-3(i)	The affected statutory provision requires that on or before June 30, 2019, and annually thereafter, the Commissioner shall report to the Governor, and to the Legislature pursuant to section 2 of P.L.1991, c.164 (C.52:14-19.1), on the compliance of a health service corporation with the provisions of P.L.2017, c.100 (C.17:48E-17.3 et al.). This extension will extend the time for the Commissioner to report to the Governor and Legislature under the provisions of this statute until 180 days after the last day of the public health emergency.	Extend until 180 days after last day of PHE	Extension to June 30, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48E-30	The affected statutory provision pertaining to group insurance coverage issued by health service corporations provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48F-5(a)	The affected statutory provision states that a notice of modification submitted to the Commissioner by a prepaid prescription service organization under this statute shall be deemed approved if the Commissioner fails to affirmatively approve or disapprove the change or modification within 60 days of submission of the notice, although the Commissioner may extend the 60-day review period for not more than an additional 30 days. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48F-8	The affected statutory provision states that a contract submitted by a prepaid prescription service organization shall be deemed approved if the Commissioner does not affirmatively approve or disapprove the contract within 60 days of the date of submission, although the Commissioner may extend the 60-day review period for not more than 30 additional days. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022

Banking and Insurance, Division of Insurance	N.J.S.A. 17:48H-14(a)	The affected statutory provision states that a notice of modification submitted to the Commissioner by a licensed organized delivery system under this statute shall be deemed approved if the Commissioner fails to affirmatively approve or disapprove the change or modification within 60 days of submission of the notice, although the Commissioner may extend the 60-day review period for not more than an additional 30 days. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:48H-6(a)	The affected statutory provision states that a notice of modification submitted to the Commissioner by a certified organized delivery system under this statute shall be deemed approved if the Commissioner fails to affirmatively approve or disapprove the change or modification within 60 days of submission of the notice, although the Commissioner may extend the 60-day review period for not more than an additional 30 days. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:49A-10(b)	The affected statutory provision states that amendments to bylaws of a joint insurance fund shall be deemed approved unless the Commissioner either approves or disapproves the amendment within 30 working days of receipt. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:49A-8(b)	The affected statutory provision states that the bylaws or plan of risk management of a joint insurance fund shall be deemed approved unless the Commissioner either approves or disapproves the bylaws or plan of risk management within 30 working days of receipt. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17:51B-2(b)(4)(a)	The affected statutory provision states that, to qualify as an accredited reinsurer within the meaning of this provision, an insurer must maintain a surplus in regard to policyholders in an amount which is not less than \$20,000,000 and have submitted an accreditation that has not been denied by the Commissioner within 120 days of its submission. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:25-18.2(b)	The affected statutory provision states that any life insurance policy or contract, health insurance policy or contract, annuity, or variable contract subject to the provisions of Title 17B of the New Jersey Statutes (Provisions for Other than Group Life Insurance), or related form, filed with the Commissioner for approval pursuant to this section shall be deemed approved upon the expiration of 60 days after the submission of the form unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:25-18.2(d)	The affected statutory provision states that a life insurance policy, health insurance policy, annuity, or variable contract or related form, resubmitted in response to the Commissioner's objections pursuant to subsection b. of this section, shall be deemed approved upon the expiration of 30 days after its resubmission unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:25-18.3(d)	The affected statutory provision requires the Commissioner to send an acknowledgement that the form and a certification memorandum which conforms to the requirements of this section have been received within 60 days of receipt. This extension will extend the time for the Commissioner to send such an acknowledgement by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:25-18.4(d)	The affected statutory provision requires the Commissioner to send an acknowledgement that the form and a certification memorandum which conforms to the requirements of this section have been received within 30 days of receipt. This extension will extend the time for the Commissioner to send such an acknowledgement by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:26-2(b)	The affected statutory provision pertaining to individual health insurance provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:26A-6(a)(1)	The affected statutory provision states that, at the expiration of 30 days after submission of a Medicare supplement policy or certificate, or any application, rider or endorsement to be used in connection with the issuance or renewal of any such policy or certificate, such form shall be deemed filed unless prior thereto it has been affirmatively filed or disapproved for filing by the Commissioner. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022

Banking and Insurance, Division of Insurance	N.J.S.A. 17B:27-30	The affected statutory provision pertaining to group health and blanket insurance provides that if a policy or contract covers unmarried dependents whose coverage terminates at a specified age, and such a dependent became incapable of self-sustaining employment due to intellectual disability or physical handicap and who became so incapable before turning 19 and who is chiefly dependent on the policy- or contractholder for support and maintenance, coverage will not terminate at the specified age if the policy- or contractholder submits proof to the insurer of such dependent's incapacity within 31 days after the dependent reaches the limiting age. This extension will extend the time for the insured to notify the carrier about the dependent's incapacity from 31 days after such dependent's attainment of the limiting age until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:27A-30	The affected statutory provision states that a plan of operation or any subsequent amendments thereto for individual health coverage shall be deemed approved if not expressly disapproved by the Commissioner in writing within 90 days of receipt by the Commissioner. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:27A-33	The affected statutory provision states that any standard form submitted to the Commissioner by the board of directors for the New Jersey Small Employer Health Benefits Program shall be deemed approved if not expressly disapproved in writing within 60 days of its receipt by the Commissioner. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:27B-2(b)	The affected statutory provision states that an application for licensure under this provision shall be deemed approved if not disapproved by the Commissioner within 60 days of receipt of a completed application. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:27E-10(b)	The affected statutory provision states that a long-term care insurance policy, contract or related form filed with the Commissioner for approval pursuant to this section shall be deemed approved upon the expiration of 60 days after the submission of the form unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:27E-10(d)	The affected statutory provision states that a long-term care insurance policy, contract or related form resubmitted in response to the Commissioner's objections pursuant to subsection b. of this section shall be deemed approved upon the expiration of 30 days after its resubmission unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:29-7(g)(2)	The affected statutory provision states that any form or schedule of premium rates pertaining thereto filed with the Commissioner for approval pursuant to this subsection shall be deemed approved upon the expiration of 60 days after the submission of the form or schedule of premium rates unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 17B:29-7(g)(4)	The affected statutory provision states that a form or schedule of premium rates, resubmitted in response to the Commissioner's objections pursuant to paragraph (2) of this subsection, shall be deemed approved upon the expiration of 30 days after its resubmission unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 18A:18B-4(b)(8)(b)	The affected statutory provision states that an amendment to the bylaws of a fund or an amendment to a risk management program filed by the trustees of a school board insurance group shall be deemed approved if the Commissioner neither approves nor disapproves the amendment within 60 days of receipt. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 18A:18B-7(a)	The affected statutory provision states that a school board insurance group's bylaws or risk management program, or both, as the case may be, shall be deemed approved if the Commissioner fails to approve or disapprove them within 60 days of their filing. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 18A:64-91(a)	The affected statutory provision states that the bylaws of a State college risk management group, or any joint liability fund of the group, shall be deemed approved if the Commissioner fails to approve or disapprove the bylaws within 60 days following filing of the bylaws with the Commissioner. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 26:2J-43(b)	The affected statutory provision states that any health maintenance organization contract, evidence of coverage or related form filed with the Commissioner for approval pursuant to this section shall be deemed approved upon the expiration of 60 days after the submission of the form unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022

Banking and Insurance, Division of Insurance	N.J.S.A. 26:2J-43(d)	The affected statutory provision states that a contract, evidence of coverage or related form, resubmitted by a health maintenance organization in response to the objections of the Commissioner pursuant to subsection b. of this section, shall be deemed approved upon the expiration of 30 days after its resubmission unless disapproved in writing by the Commissioner within that time. This extension will extend the time for the Commissioner to disapprove a contract, evidence of coverage or related form under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 26:2SS-11(a)	The affected statutory provision requires that if attempts to negotiate reimbursement for services between an out-of-network health care provider and a member of a self-funded plan do not result in a resolution of the payment dispute within 30 days after the plan member is sent a bill for the services, the plan member or out-of-network health care provider may initiate binding arbitration to determine payment for the services. This extension will extend the time for the out-of-network health care provider and the member of a self-funded plan to negotiate a resolution by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 26:2SS-14(b)	The affected statutory provision requires the Department to annually report to the Governor and the Legislature on the savings to policyholders and the healthcare system that result from the provisions of the Out-of-network Consumer Protection, Transparency, Cost Containment and Accountability Act. This extension will extend the time by which the Department must submit its annual report until December 28, 2020.	Extend until December 28, 2020	N/A - Deadline Already Passed
Banking and Insurance, Division of Insurance	N.J.S.A. 26:2SS-9(c)	The affected statutory provision states that if a carrier notifies a provider that the carrier considers a claim to be excessive, the carrier and provider shall have 30 days from the date of this notification to negotiate a settlement, and that if no settlement is reached after the 30 days, the carrier, provider, or covered person, as applicable, may initiate binding arbitration within 30 days of the final offer. This extension will extend two time periods, each by 30 days: (a) the time for the carrier and provider to negotiate a settlement; and (b) the time for the carrier, provider, or covered person, as applicable, to initiate binding arbitration.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 40A:10-41(c)	The affected statutory provision states that the bylaws or plan of risk management of any joint insurance fund shall be deemed approved if the Commissioner shall fail to either approve or disapprove the bylaws or plan of risk management within 30 working days of receipt. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Division of Insurance	N.J.S.A. 40A:10-43(c)	The affected statutory provision states that any amendment to the bylaws or plan of risk management of any joint insurance fund shall be deemed approved if the Commissioner shall fail to either approve or disapprove the amendment within 30 working days of receipt. This extension will extend the time for the Commissioner to take action under this statute by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Banking and Insurance, Real Estate Commission	N.J.S.A. 45:15-11.3	The affected statutory provision requires qualifying salespersons, in the event of the death or incapacity of the broker of record, to apply for a temporary broker license within 30 days from the death or incapacity of the broker of record. This extension will extend the time within which the qualifying salesperson must apply for a temporary broker license by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Banking and Insurance, Real Estate Commission	N.J.S.A. 45:15-16.30a(c)	The affected statutory provision requires the Commission to provide secondary registration subdividers with a notice of completion or notice of deficiency of applications within 30 days of receipt of a substantially completed application. This extension will extend by 6 months the time within which the Commission must issue notices of completion or deficiency before the application is deemed complete.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Banking and Insurance, Real Estate Commission	N.J.S.A. 45:15-16.33	The affected statutory provision states that the Commission shall enter an order registering subdivisions or subdivided lands or rejecting the registration within 90 days from the date of the notice of filing, and that subdivisions or subdivided lands shall be deemed registered unless an order of rejection is entered within 90 days from the date of the notice of filing or the applicant has consented in writing to a delay. This extension will extend the time for the Commission to take action under this statute by six months.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Banking and Insurance, Real Estate Commission	N.J.S.A. 45:15-16.62(a)	The affected statutory provision requires the Commission to issue an order of registration as to a comprehensive registration filed by a timeshare developer within 60 days after receipt and issuance of a notice of filing, or to provide a list of deficiencies in the application within 60 days of the issuance of the notice of filing, and provides that a timeshare plan shall be deemed registered unless a list of deficiencies is provided to the applicant within 60 days of the issuance of the notice of filing, unless the applicant has consented in writing to a delay. This extension will extend by 6 months the time within which the Commission must issue an order of registration or a list of deficiencies.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022

Banking and Insurance, Real Estate Commission	N.J.S.A. 45:15-16.62(b)	The affected statutory provision requires the Commission to issue an order of registration as to an abbreviated registration filed by a timeshare developer within 30 days after receipt and issuance of a notice of filing, or to provide a list of deficiencies in the application within 30 days of the issuance of the notice of filing, and provides that a timeshare plan shall be deemed registered unless a list of deficiencies is provided to the applicant within 30 days of the issuance of the notice of filing, unless the applicant has consented in writing to a delay. This extension will extend by 6 months the time within which the Commission must issue an order of registration or a list of deficiencies.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Banking and Insurance, Real Estate Commission	N.J.S.A. 45:15-16.62(c)	The affected statutory provision states that a preliminary registration filed by a timeshare developer shall be effective and deemed approved within 20 days of receipt, unless the Commission provides to the applicant a written list of deficiencies in the application within 20 days of receipt of the completed application and fee, or the applicant has consented in writing to a delay. This extension will extend by 6 months the time within which the Commission must issue a list of deficiencies.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Community Affairs, Codes and Enforcement	N.J.S.A. 46:3B-5	The affected statutory provision requires new home builders to renew their registrations every two years. This extension will extend current registrations scheduled to expire by 3 months.	Extend by 3 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 30, 2022
Community Affairs, Fire Safety	N.J.S.A. 52:27D-201(g)	The affected statutory provision requires owners of life hazard use or high-rise structures to pay an annual fee within 30 days of issuance of the invoice. This extension will extend the time by which owners of life hazard use or high-rise structures must pay their annual fee until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	The Department has determined that this extension is no longer warranted. The extension is therefore terminated.
Community Affairs, Fire Safety	N.J.S.A. 52:27D-206	The affected statutory provision requires persons aggrieved by a ruling, action, order or notice of the commissioner or local enforcement agency to file an appeal within 15 days after receipt of the notice. This extension will extend the time by which business owners must file an appeal until 45 days after receipt of the notice.	Extend by 30 days	The Department has determined that this extension is no longer warranted. The extension is therefore terminated.
Community Affairs, Fire Safety	N.J.S.A. 52:27D-25u(a)	The affected statutory provision requires fire protection equipment businesses to file applications for renewal of their certifications at least forty-five days prior to the expiration date. This extension will extend the expiration date of fire protection equipment business certifications until December 31, 2020.	Extend until December 31, 2020	N/A - Deadline Already Passed
Corrections, State Parole Board	N.J.S.A. 30:4-123.58(c)	The affected statutory provision allows a board panel to suspend any parole release date certified pursuant to section 11 or 13 of the act for a period of not more than 60 days in order to conduct a rescission hearing to determine whether parole release on the original parole release date should be denied or delayed, if information comes to the attention of the board panel which bears upon the likelihood that the inmate will commit a crime but which was not considered pursuant to sections 11, 12, and 13 of the act. This extension will extend by 30 days the period for which a board panel may suspend a parole release date.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Corrections, State Parole Board	N.J.S.A. 30:4-123.62(b)	The affected statutory provision states that a parolee retaken under this section shall within 14 days be granted a preliminary hearing to be conducted by a hearing officer not previously involved in the case, unless the parolee, the hearing officer, or the parole officer requests postponement of the preliminary hearing, which may be granted by the appropriate board panel for good cause, but in no event shall such postponement, if requested by the hearing officer or the parole officer, exceed 14 days. This extension will extend by 16 days the deadline for holding a preliminary hearing in the absence of an extension request.	Extend by 16 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is February 16, 2022
Corrections, Research and Evaluation Unit	N.J.S.A. 30:4-91.15(e)	The affected statutory provision requires the Commissioner to prepare and disseminate semi-annual reports summarizing recidivism rates, patterns, and other findings and analyses resulting from information gathered by the Commissioner and the Juvenile Justice Commission and the State Parole Board. This extension will extend by 6 months the time by which the Commissioner must complete and transmit the report.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Education, Division of Finance	N.J.S.A. 18A:7F-41(c)3	The affected statutory provision states that a board of education may appropriate federal impact aid funds to establish or supplement the reserve account in the district's annual budget, or through a transfer by a two-thirds affirmative vote of the authorized membership of the board between June 1 and June 30, for withdrawal in any subsequent school year. This extension will extend the June 30, 2020 deadline by three months, until September 30, 2020, but does not affect the June 1, 2020 start date.	Extend by 3 months	N/A - Deadline Already Passed
Education, School Ethics Commission	N.J.S.A. 18A:12-26	The affected statutory provision requires all school officials to file with the School Ethics Commission an annual financial disclosure statement by April 30. This extension will extend the deadline for school officials to file annual financial disclosure statements to July 31, 2020.	Extend until July 31, 2020	N/A - Deadline Already Passed
Health, Division of Employment, Environmental, and Occupational Health	N.J.S.A. 34:5A-10(b)	The affected statutory provision requires every employer to update the workplace survey for his facility every five years. This extension will extend until November 15, 2020, the deadline for public employers whose surveys for the 2019 reporting year are due on July 15, 2020.	Extend until November 15, 2020	N/A - Deadline Already Passed

Health, Environmental, Epidemiology, and Occupational Health	N.J.S.A. 24:10-57.2	The affected statutory provision states that permits for milk plants and bulk milk haulers shall expire on June 30 of each year unless an earlier date is specified by such permit. This extension will extend current, expiring milk plant and bulk milk hauler permits by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022. Accordingly, permits that otherwise would have expired on June 30, 2021, remain valid until September 28, 2021, and no extension is available for permits that otherwise would expire on June 30, 2022.
Health, Environmental, Epidemiology, and Occupational Health	N.J.S.A. 4:19-15.3	The affected statutory provision requires dog licenses, registration tags and renewals to expire by no later than June 30 in the year stated on the license. This extension will extend by 90 days the expiration date of dog licenses, registration tags, and renewals.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022. Accordingly, dog licenses, registration tags and renewals that otherwise would have expired on June 30, 2021, remain valid until September 28, 2021, and no extension is available for dog licenses, registration tags, and renewals that otherwise would expire on June 30, 2022.
Health, Environmental, Epidemiology, and Occupational Health	N.J.S.A. 4:19-15.8(b)	The affected statutory provision states that all licenses to operate a kennel, pet shop, shelter or pound shall expire on the last day of June of each year. This extension will extend the expiration date of current, expiring licenses to operate a kennel, pet shop, shelter or pound by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022. Accordingly, licenses that otherwise would have expired on June 30, 2021, remain valid until September 28, 2021, and no extension is available for licenses that otherwise would expire on June 30, 2022.
Health, Division of Medicinal Marijuana	N.J.S.A. 24:6I-7(k)(1)	The affected statutory provision authorizes the first six alternative treatment centers that were issued permits to sell or transfer the permit to a for-profit entity within one year of the effective date of P.L. 2019, c. 153, on July 2, 2019. This extension will extend the deadline for such sales or transfers by 90 days for submissions received prior to July 1, 2020.	Extend by 90 days	N/A - Deadline Already Passed
Human Services	P.L. 2019, c.499	The affected statutory provision requires the Commissioner to issue a report on the nature and frequency of social isolation occurring in the State, and the resources that are available to combat social isolation, by October 17, 2020. This extension will extend the deadline for the report by 6 months.	Extend by 6 months	N/A - Deadline Already Passed
Human Services, Division of Family Development	N.J.S.A. 44:10-51(e)	The affected statutory provision requires the Division of Family Development to compile identifying information for all individuals who receive emergency assistance in connection with Work First New Jersey and Supplemental Security Income, and to submit that information to the Legislature on an annual basis no later than April 1 of the current calendar year for expenditures in the prior calendar year. This extension will extend by 6 months the time by which the Division must submit its report to the Legislature.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022. Accordingly, the deadline for the report otherwise due on April 1, 2021, is extended to October 1, 2021, and no extension remains available for future deadlines.
Human Services, Division of Family Development	N.J.S.A. 44:10-51(i)	The affected statutory provision requires the Commissioner to annually report to the Legislature the number of recipients deemed ineligible for emergency assistance in connection with Work First New Jersey and Supplemental Security Income on the grounds that the individual has reached the maximum period of emergency assistance allowed, and the total number of months of emergency assistance provided by the Department. This extension will extend by 6 months the time by which the Commissioner must submit the annual report to the Legislature.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022

Human Services, Division of Family Development	P.L. 2019, c.429	The affected statutory provision requires the Department to establish guidelines and make available certain health care and social service resources during a Code Blue Alert. This extension will extend by 6 months the June 1, 2020 deadline by which the Department must establish and make available the specific guidelines and resources.	Extend by 6 months	N/A - Deadline Already Passed
Human Services, Division of Medical Assistance and Health Services	N.J.S.A. 30:4D-3c(b)	The affected statutory provision requires the Commissioner to annually publish the results of the Department's performance evaluations of all entities responsible for intake and processing of applications for Medicaid and NJ FamilyCare programs. This extension will extend by 6 months the time by which the Commissioner must publish the Department's performance evaluations.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Human Services, Division of Medical Assistance and Health Services	P.L. 2019, c.343	The affected statutory provision requires health benefits and Medicaid coverage for breastfeeding support, effective July 11, 2020, stating that the Department shall, contingent on maintaining or receiving necessary federal approvals, ensure that benefits for comprehensive lactation support, counseling, and consultation, and the costs for renting or purchasing breastfeeding equipment, in conjunction with each birth, for the duration of breastfeeding shall be provided with no cost-sharing to eligible persons under the Medicaid program. This extension will extend by 6 months the effective date of the expanded Medicaid coverage.	Extend by 6 months	N/A - Effective Date Already Passed
Human Services, Division of Medical Assistance and Health Services	P.L. 2019, c.473	The affected statutory provision provides for coverage of comprehensive tobacco cessation benefits in Medicaid, and states that information regarding the availability of such tobacco cessation services shall be provided to all individuals authorized to receive such tobacco cessation services no later than 90 days after the effective date of the provision; upon the establishment of an individual's eligibility for medical assistance; and upon the redetermination of an individual's eligibility for medical assistance. This extension will extend by 6 months the effective date of the expanded Medicaid coverage.	Extend by 6 months	N/A - Effective Date Already Passed
Human Services, Division of Medical Assistance and Health Services	P.L. 2019, c.87	The affected statutory provision prohibits Medicaid reimbursement for non-medically indicated early elective deliveries performed earlier than 39 weeks gestation, effective September 1, 2019 and July 1, 2020 for education and implementation, respectively. This extension will extend the July 1, 2020 deadline until 6 months after the last day of the public health emergency.	Extend until 6 months after last day of PHE	Extension to July 1, 2022
Human Services, Division of Mental Health and Addiction Services	P.L. 2019, c.391, s.2	The affected statutory provision requires the Commissioner to designate one or more mental health agencies or facilities in each geographic area of the State as a screening service, effective August 1, 2020. This extension will extend the effective date of this provision until 3 months after the last day of the public health emergency.	Extend until 3 months after last day of PHE	Extension to April 1, 2022
Human Services, Division of Medical Assistance and Health Services	P.L. 2019, c.317	The affected statutory provision requires Medicaid coverage for pasteurized donated human breast milk under certain circumstances, effective May 1, 2020. This extension will extend by 6 months the effective date of the expanded Medicaid coverage.	Extend by 6 months	N/A - Effective Date Already Passed
Labor and Workforce Development	N.J.S.A. 34:21-10(a)	The affected statutory provision, which becomes effective on July 1, 2020, requires New Jersey call center employers to notify the Commissioner if they experience a 35% or greater decrease in staffing capacity relative to call volume when measured against the previous six-month average volume, which results in the call center employer becoming ineligible to receive certain State financial assistance for 36 months. This extension will extend the effective date until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Labor and Workforce Development, Employee Residency Review Committee	N.J.S.A. 52:14-7(a)	The affected statutory provision requires the Committee to issue a decision on New Jersey First exemption applications based on hardship or critical need within 30 days of receipt, or the application is denied. The extension will extend the deadline for the Committee to act until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022
Labor and Workforce Development, Employee Residency Review Committee	N.J.S.A. 52:14-7(d)	The affected statutory provision requires persons holding or attempting to hold an office, employment or position with the State or an instrumentality or political subdivision of the State (including school districts), subject to certain exceptions, to ensure that their primary residence is in New Jersey within one year of taking such office, employment or position. This extension will extend the time within which persons holding or attempting to hold such office, employment or position must obtain primary residency in New Jersey until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022

Labor and Workforce Development, Division of Workers Compensation	N.J.S.A. 34:15-95.6(d)	The affected statutory provision requires insurance carriers or self-insured employers responsible for the payment of workers' compensation death benefits to a dependent to notify the Division of Workers' Compensation of the need to have the Second Injury Fund make supplemental benefit payments to the dependent not later than 60 days after the date on which it is determined that payment of supplemental benefits is required. This extension will extend the time by which insurance carriers or self-insured employers must notify the Fund that supplemental benefit payments are required until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of New Jersey Racing Commission	N.J.S.A. 5:5-22.2(c)	The affected statutory provision requires persons who possess unclaimed cash vouchers to redeem the voucher within three years after the date of purchase or the voucher shall expire and the voucher funds shall be paid to the permitholder and purse account. This extension will extend the time by which persons possessing unclaimed cash vouchers must redeem the vouchers until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Pursuant to P.L. 2021, c.89, the deadline is extended to June 4, 2022.
Law & Public Safety, Division of New Jersey Racing Commission	N.J.S.A. 5:5-64	The affected statutory provision requires persons holding winning parimutuel tickets to claim the funds within six months from the time such tickets are issued. This extension will extend the time by which persons holding winning tickets must claim the funds associated with the winning ticket until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Pursuant to P.L. 2021, c.89, the deadline is extended to June 4, 2022.
Law & Public Safety, Division of New Jersey Racing Commission	N.J.S.A. 5:5-67	The affected statutory provision requires permit holders conducting horse race meetings to, within 60 days after the conclusion of every race meeting, file a complete audit of the total amount of money contributed to every parimutuel pool on each race; provided that no reports be filed later than December 1 of the year in which the race meeting is held, unless such meeting is held after November 1, in which case the report must be filed not later than December 15 of the same year. This extension will extend the time within which permit holders must submit audits of the monies contributed to every parimutuel pool on each race until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of New Jersey Racing Commission	N.J.S.A. 5:5-68.1	The affected statutory provision states that amounts resulting from parimutuel tickets remaining unclaimed after six months which are paid to the Racing Commission for deposit in the general fund shall be appropriated each fiscal year to the Racing Commission to be used for the expenses of the Commission. This extension will extend the deadline for claiming parimutuel tickets before the funds are appropriated to the Commission.	Extend until 90 days after last day of PHE	Pursuant to P.L. 2021, c.89, the deadline is extended to June 4, 2022.
Law & Public Safety, Division of Consumer Affairs, Legalized Games of Chance Control Commission	N.J.S.A. 5:8-37	The affected statutory provision requires an organization, association, church, congregation, society, club, fire company, or first-aid or rescue squad which held, operated or conducted a bingo game, and its members who were in charge thereof, to furnish to the Legalized Games of Chance Control Commission a verified report no later than the fifteenth day of the calendar month immediately following the calendar month in which the game was held, operated or conducted. This extension will extend the deadline for verified reports by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Law & Public Safety, Division of Consumer Affairs, Legalized Games of Chance Control Commission	N.J.S.A. 5:8-64	The affected statutory provision requires an organization, association, church, congregation, society, club, fire company, first-aid or rescue squad, or senior citizen association or club which held, operated or conducted a raffle, and its members who were in charge thereof, to furnish to the Legalized Games of Chance Control Commission a verified report no later than the fifteenth day of the calendar month immediately following the calendar month in which the raffle was held, operated or conducted. This extension will extend the deadline for verified reports by 90 days.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Law & Public Safety, Division of Consumer Affairs, Office of Consumer Protection	N.J.S.A. 56:8-96(c)	The affected statutory provision requires local health authorities with jurisdiction over pet shops to review any reports concerning the sickness or death of animals purchased from pet shops and make recommendations by May 1 to the municipality for the revocation of the pet shops' licenses. This extension will extend the May 1, 2020 deadline until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of Consumer Affairs, Office of Weights and Measures	N.J.S.A. 51:1-121	The affected statutory provision states that licenses and registrations for repairpersons of weighing and measuring devices shall be issued for a term of one year from the date of issue and shall be renewable upon their expiration. This extension will extend the expiration date of expiring licenses and registrations until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of Consumer Affairs, Office of Weights and Measures	N.J.S.A. 51:1-74	The affected statutory provision states that all appointments of public weighmasters and certified weighers shall last for a term of three years. This extension will extend the expiration date of expiring licenses until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of Consumer Affairs, Regulated Business Section	N.J.S.A. 34:8-45.1(c)	The affected statutory provision states that a health care service firm shall obtain within 12 months of registration accreditation from an accrediting body that is recognized by the Commissioner as an accrediting body for homemaker agencies participating in the Medicaid program, as set forth at N.J.A.C.10:60-1.2. This extension will extend the time for a health care service firm to obtain accreditation until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022

Law & Public Safety, Division of Criminal Justice	P.L. 2019, c.304	The affected statutory provision establishes asset forfeiture reporting and transparency requirements. This extension will extend the effective date of the affected statutory provision until 3 months after the last day of the public health emergency.	Extend until 3 months after last day of PHE	Extension to April 1, 2022
Law & Public Safety, Division of State Police	N.J.S.A. 45:19-33	The affected statutory provision requires renewal of bounty hunter licenses every two years. This extension will extend the expiration dates of expiring bounty hunter licenses until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of State Police	N.J.S.A. 45:19A-3(d)	The affected statutory provision requires that licenses for security officer companies be renewed every two years. This extension will extend expiring licenses for security officer companies until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of State Police	N.J.S.A. 45:19A-4(f)	The affected statutory provision states that a certificate of registration as a security officer shall be renewed every two years by an applicant for an unarmed security officer position and each year by an applicant for an armed security officer position. This extension will extend the expiration date of registrations until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Law & Public Safety, Division of State Police	N.J.S.A. App.A:9-40.1	The affected statutory provision requires municipal emergency management coordinators to complete the approved course of study and the Emergency Management Workshop within one year of appointment. Further training for municipal emergency management coordinators is described in NJOEM Directive 102, which requires 24 hours of continuing education to be completed each year thereafter. This extension will extend by 6 months the time within which municipal emergency management coordinators must complete the approved course of study and the Emergency Management Workshop.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Law & Public Safety, Division of State Police	N.J.S.A. App.A:9-42.1	The affected statutory provision directs each county to appoint a county emergency management coordinator for a term of three years. This extension will extend the term of county emergency management coordinators by 6 months.	Extend by 6 months	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is July 31, 2022
Law & Public Safety, Division of State Police	N.J.S.A. App.A:9-43.4	The affected statutory provision requires the State Office of Emergency Management to approve, conditionally approve, or disapprove each county and municipal emergency operations plan within 60 days of receipt of the plan or else it shall be considered approved. This extension will extend by 30 days the time by which the State Office of Emergency Management must approve, conditionally approve or disapprove a county or municipal emergency operations plan.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022
Law & Public Safety, Division of State Police	P.L. 2019, c.269, ss. 2, 3, 5, 7	The affected statutory provision, with an effective date of June 15, 2020, amends the State's laws concerning expungement eligibility and procedures. This extension will extend the effective date until February 15, 2021.	Extend by 9 months	N/A - Effective Date Already Passed
Law & Public Safety, Division on Civil Rights	N.J.S.A. 10:5-14	The affected statutory provision requires the Division on Civil Rights to conduct conciliation efforts within forty-five days of a finding of probable cause by the Director. This extension will extend by 90 days the time within which the Division must engage in conciliation efforts.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Law & Public Safety, Division on Civil Rights	N.J.S.A. 10:5-18	The affected statutory provision requires aggrieved parties to file complaints with the Division on Civil Rights or a municipal office alleging a violation of the Law Against Discrimination within 180 days of the alleged act of discrimination. This extension will extend the time by which individuals must file complaints alleging acts of discrimination until 30 days after the last day of the public health emergency.	Extend until 30 days after last day of PHE	Extension to January 31, 2022
Law & Public Safety, Juvenile Justice Commission	N.J.S.A. 30:4-123.53a	The affected statutory provision requires that the Juvenile Justice Commission provide written notice to the county prosecutor at least 30 days prior to the anticipated release of youth adjudicated delinquent of certain serious crimes. This extension will extend the deadline for providing such notice by 15 days, so that notice must be provided at least 15 days prior to the anticipated release.	Extend by 15 days	This extension applies to release dates on or before January 31, 2022. Accordingly, 15 days' notice is required for release dates on or before January 31, 2022, and 30 days' notice is required for release dates on or after February 1, 2022.
Law & Public Safety, Victims of Crime Compensation Office	N.J.S.A. 52:4B-18	The affected statutory provision requires the Victims of Crime Compensation Office to make its determination regarding an application for compensation for criminal injuries within six months of acknowledgement of receipt of a completed application and any and all necessary supplemental information. This extension will extend by 60 days the time within which the Office must make its determination.	Extend by 60 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is April 1, 2022

Law & Public Safety, Victims of Crime Compensation Office	N.J.S.A. 52:4B-18	The affected statutory provision states that no order for the payment of compensation for a personal injury or death may be made under N.J.S.A. 42:4B-10 unless the personal injury or death was the result of an offense which was reported to the police or other appropriate law enforcement agency within 9 months after its occurrence or reasonable discovery. This extension will extend the time within which an offense must be reported to the police or other appropriate law enforcement agency, to establish eligibility for payment of compensation, until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022
Motor Vehicle Commission	N.J.S.A. 39:10-11(A)	The affected statutory provision requires that any purchaser of a motor vehicle in this State, other than a dealer licensed pursuant to the provisions of R.S. 39:10-19, shall, within 10 working days after its purchase, submit to the director evidence of the purchase. This extension will extend the deadline for submitting evidence of a purchase to the director until 60 days after the last day of the public health emergency.	Extend until 60 days after last day of PHE	Extension to March 2, 2022
Motor Vehicle Commission	N.J.S.A. 39:4-206	The affected statutory provision states that vehicle identification placards issued in conjunction with a person with a disability identification card shall be valid until the last day of the 36th calendar month following the calendar month in which the placard was issued, and that placards issued following the date on which the chief administrator issued the applicant a person with a disability identification card shall be valid up until the date on which the person with a disability identification card is invalid. This extension will extend the time by which individuals must apply for renewed placards until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022
New Jersey Economic Development Authority	N.J.S.A. 34:1B-7.42a(b)(5)	The affected statutory provision requires emerging technology and biotechnology companies, which wish to surrender certain tax benefits to other non-affiliated corporations, to apply by June 30 of each fiscal year to the New Jersey Economic Development Authority for approval to surrender and transfer the tax benefits. Additionally, applicants must meet the criteria of a "new or expanding" business as of June 30. This extension will extend until September 30, 2020, the date by which eligible emerging technology and biotechnology companies must apply to transfer the tax benefits and meet the program criteria.	Extend until September 30, 2020	N/A - Deadline Already Passed
Office of the Secretary of Higher Education	N.J.S.A. 18A:3B-82(a)	The affected statutory provision requires each institution of higher education to submit to the Office of the Secretary of Higher Education, by May 1, 2020, plans to expand the use of open textbooks and commercial digital learning materials. This extension will extend the submission deadline by 6 months.	Extend by 6 months	N/A - Deadline Already Passed
State, Division of Elections	P.L. 2019, c.382	The affected statutory provision requires the establishment of a secure Internet website to be maintained by the Secretary of State for online voter registration and authorizes use of digitized signatures from New Jersey Motor Vehicle Commission's database, effective 180 days following enactment on January 21, 2020. This extension will extend the effective date by 45 days.	Extend by 45 days	N/A - Effective Date Already Passed
State, Division of Elections	P.L. 2019, c.487	The affected statutory provision requires that a table or database containing the election results compiled at the election districts level be made available on an official website within 90 days following the certification of the results of any special, primary, school, municipal, or general election, and of any public question voted by the voters at an election, pursuant to Title 19 of the Revised Statutes. This extension will extend by 90 days the deadline for making the table or database available.	Extend by 90 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is May 1, 2022
Transportation, Transportation Trust Fund Authority	N.J.S.A. 27:1B-22(d)	The affected statutory provision requires the Commissioner to submit a Transportation Trust Fund Authority Financial Plan on or before March 1 of each year. This extension will extend the March 1, 2020 deadline for the financial plan until August 1, 2020.	Extend to August 1, 2020	N/A - Deadline Already Passed
Treasury, Division of Revenue & Enterprise Services	N.J.S.A. 52:7-11	The affected statutory provision states that notaries public shall hold their respective offices for the term of five years, unless removed at the pleasure of the State Treasurer. This extension would extend expiring terms of office for notaries public until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022
Treasury, Division of Revenue & Enterprise Services	N.J.S.A. 52:7-14	The affected statutory provision requires each notary public to take and subscribe an oath before the clerk of the county in which the notary public resides within 3 months of the receipt of the notary public's commission. This extension will extend the time period to take and subscribe the oath to 90 days after the end of the Public Health Emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022
Treasury, Lottery	N.J.S.A. 5:9-17	The affected statutory provision states that prize money for the prize on a winning ticket or share must be claimed by the person entitled thereto within 1 year after the drawing in which the prize was won. This extension will extend the time by which persons must claim prize money by 30 days.	Extend by 30 days	Extension Applies to Deadlines on or Before January 31, 2022 - Latest Possible Deadline is March 2, 2022

Treasury, Property Management & Construction	N.J.S.A. 52:34-9.3	The affected statutory provision states that a professional firm which wishes to be considered qualified to provide professional architectural, engineering, or land surveying services to an agency seeking to negotiate a contract or agreement for the performance of such services shall file or shall have filed with the agency a current statement of qualifications and supporting data, and that for purposes of N.J.S.A. 52:34-9.3 and -9.5, no statement which shall have been filed more than two years prior to the publication of an advertisement pursuant to the provisions of N.J.S.A. 52:34-9.4 shall be deemed to be a current statement with respect to qualification of the firm which shall have filed the statement to provide professional architectural, engineering, or land surveying services under any contract or agreement of which notice is given through that advertisement. This extension will extend the period for which such a statement is deemed to be a current statement by 90 days.	Extend by 90 days	The Department has determined that this extension is no longer warranted. Accordingly, no extensions remain available.
Treasury, Property Management & Construction	N.J.S.A. 52:35-8	The affected statutory provision states that no person shall be qualified to bid on any contract who shall not have submitted a statement as required by N.J.S.A. 52:35-2 within a period of 24 months preceding the date of opening of bids for such contract. This extension will extend by 90 days the period for which a person may be deemed qualified after having submitted the required statement.	Extend by 90 days	The Department has determined that this extension is no longer warranted. Accordingly, no extensions remain available.
Treasury, Taxation	N.J.S.A. 54:32B-20	The affected statutory provision allows for refunds or credits of any sales tax, penalty, or interest erroneously, illegally or unconstitutionally collected or paid if application to the director for such refund is made within four years from the payment thereof. This extension will extend the time for applying for a refund until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022
Treasury, Taxation	N.J.S.A. 54:49-14	The affected statutory provision requires that a taxpayer file a claim under oath for refund of certain taxes within 4 years after the date of payment, other than paid audit assessments. This extension will extend the time for filing a claim for a refund until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022
Treasury, Taxation	N.J.S.A. 54A:9-8	The affected statutory provision requires that a claim for credit or refund of an overpayment of gross income tax be filed by the taxpayer within 3 years from the time the return was filed or 2 years from the time the tax was paid, whichever of such periods expires the later, or if no return was filed, within 2 years from the time the tax was paid. This extension will extend the time for filing a claim for a refund until 90 days after the last day of the public health emergency.	Extend until 90 days after last day of PHE	Extension to April 1, 2022

EXECUTIVE ORDER NO. 276

WHEREAS, Senator Bob Dole was born Robert Joseph Dole in Russell, Kansas on July 22, 1923, to Doran Dole, who worked in a creamery, and Bina Dole, a seamstress; and

WHEREAS, Senator Dole graduated from Russell High School and attended the University of Kansas until he joined the U.S. Army's Enlisted Reserve Corps and was called to active duty to fight in the Second World War; and

WHEREAS, Senator Dole suffered a near-fatal injury during a battle in Italy on April 14, 1945, when he was struck by a German shell that shattered his collarbone and part of his spine, leaving him temporarily paralyzed from the neck down; and

WHEREAS, Senator Dole received two Purple Hearts and the Bronze Star with "V" Device for valor for his heroism; and

WHEREAS, following a protracted period of recovery, Senator Dole attended the University of Arizona in Tucson and later graduated from Washburn University in Kansas, receiving both undergraduate and law degrees in 1952; and

WHEREAS, Senator Dole served a two-year term in the Kansas House of Representatives from 1951 to 1953; and

WHEREAS, Senator Dole was elected to the United States House of Representatives in 1960, where he would serve four terms representing Kansas; and

WHEREAS, during his tenure in the U.S. House of Representatives, Senator Dole supported the Civil Rights Act of 1964, the Voting Rights Act of 1965, and the Age Discrimination Act of 1967; and

WHEREAS, Senator Dole was elected to the United States Senate in 1968, and served the State of Kansas as a U.S. Senator until 1996; and

WHEREAS, at various times during his storied career in the Senate, Senator Dole served as the Senate Majority and Minority Leader, led the Senate Republican Conference, chaired the Senate Finance Committee, and served on the Senate Agriculture Committee; and

WHEREAS, Senator Dole often worked across the aisle, expanding access to food stamps and school lunches, crafting legislation that saved Social Security from insolvency, and successfully shepherding legislation that designated Martin Luther King Day as a federal holiday; and

WHEREAS, Senator Dole ran for Vice President of the United States as then-President Gerald Ford's running mate in 1976; and

WHEREAS, Senator Dole ran for President of the United States three times and secured the Republican nomination for President in 1996, ultimately coming up short in the general election against incumbent President Bill Clinton; and

WHEREAS, Senator Dole was head of the Federal City Council, a group of business, civic, education, and other leaders interested in economic development in Washington, D.C. from 1998 to 2002; and

WHEREAS, Senator Dole was involved in many volunteer organizations, including the World War II Memorial Campaign, which raised funds for the building of the World War II Memorial, and the Families of Freedom Foundation, a scholarship fund campaign to pay for the college educations of the families of 9/11 victims; and

WHEREAS, the Robert J. Dole Institute of Politics at the University of Kansas was established in the Senator's name in July 2003 to promote bipartisanship in politics; and

WHEREAS, after retiring from the Senate, Senator Dole created an international school lunch program through the George McGovern-Robert Dole International Food for Education and Child Nutrition Program to help fight child hunger and poverty in developing countries; and

WHEREAS, in January 2018, Senator Dole was awarded the Congressional Gold Medal for his service to the nation as a soldier, legislator, and statesman; and

WHEREAS, in 1954, Senator Dole had a daughter, Robin, with his first wife, Phyllis Holden; and

WHEREAS, in 1975, Senator Dole married Elizabeth Hanford, who served as a Federal Trade Commissioner, U.S. Secretary of Labor, U.S. Secretary of Transportation, U.S. Senator from North Carolina, and President of the American Red Cross, and who herself ran for President of the United States in the 2000 election; and

WHEREAS, Senator Dole passed away on December 5, 2021 at the age of 98 following a battle with Stage IV lung cancer; and

WHEREAS, Senator Dole will be greatly missed by his family, friends, and colleagues; and

WHEREAS, President Joe Biden issued a proclamation on December 5, 2021 directing that all United States flags be flown at half-staff until sunset on December 9, 2021, and declared Senator Dole "a statesman like few in our history and a war hero among the greatest of the Greatest Generation"; and

WHEREAS, as we mourn the passing of Senator Dole, it is appropriate to honor his history of service, his many achievements in the Senate, and his exemplary legacy;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours until sunset on December 9, 2021, consistent with federal law and directives, in recognition and mourning of Senator Bob Dole, an esteemed legislator, national figure, and war hero.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
8th day of December,
Two Thousand and Twenty-One,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 277

WHEREAS, access to affordable quality health care is critical to the physical, mental, and economic wellbeing of the residents, families, communities, and businesses in the State; and

WHEREAS, health care and prescription drug cost growth continue to be a challenge nationwide and for New Jersey residents, families, and employers, including the State, and threaten to outpace the growth of the State's economy and residents' wages; and

WHEREAS, the steadily increasing costs of health care and prescription drugs have limited access to quality health care for lower- and middle-income residents and elderly residents alike; and

WHEREAS, the novel Coronavirus disease 2019 (COVID-19) pandemic and the economic fallout it has caused have underscored the importance of equitable and affordable access to quality health care services, treatments, and prescription drugs, while also highlighting inequalities in health outcomes and critical disparities in health care and coverage access, particularly with respect to minority communities and the underserved; and

WHEREAS, at a time when many of our residents have been impacted by job loss and housing and food insecurity, access to more affordable, quality health care has never been more critical; and

WHEREAS, planning for improved consumer affordability, health care quality, integration of health care delivery, reform of payment systems to reward value, cost transparency, and taxpayer savings, achieved through coordination among State agencies, is essential to effectively manage costs and improve health care delivery; and

WHEREAS, the growth of health care expenditures affects the State's budget as a significant portion of State revenue is used to fund public employee and retiree benefits and Medicaid benefits; and

WHEREAS, there is a growing recognition that the efforts to advance affordability, accessibility, and transparency in the health care system are aided and informed by incorporation of whole-person systems change,

and that alignment of alternative payment models can improve quality and reduce the cost of care; and

WHEREAS, it is the policy of this State, as a key part of its efforts to improve health care affordability, accessibility, and transparency, that New Jersey must pursue opportunities Administration-wide and across the public and private sectors to improve health outcomes while reducing the rate of growth of health care costs; and

WHEREAS, on May 30, 2018, the State enacted the "New Jersey Health Insurance Premium Security Act," P.L.2018, c.24, establishing a reinsurance program to reimburse insurers for certain high-cost claims in the insurance market, lowering premiums compared to what they would have been without the program; and

WHEREAS, on June 1, 2018, the State enacted the "Out-of-network Consumer Protection, Transparency, Cost Containment and Accountability Act ("the Act")," P.L.2018, c.32, in which the Legislature declared that it is in the public interest "to reform the health care delivery system in New Jersey to enhance consumer protections, create a system to resolve certain health care billing disputes, [and] contain rising costs"; and

WHEREAS, this Act requires providers and insurers to provide detailed disclosures regarding out-of-network charges, restricts the amount a provider may charge in excess of a deductible, copayment, or coinsurance amount applicable to in-network services pursuant to the covered person's health benefits plan, and implements an arbitration process for out-of-network billing disputes between insurance carriers and providers; and

WHEREAS, on June 28, 2019, the State enacted P.L.2019, c.141, authorizing the Commissioner of the Department of Banking and Insurance ("DOBI") to operate a State-Based Health Exchange in New Jersey, through which residents who do not have coverage from an employer or other program may enroll in minimum essential coverage, and to oversee the State-Based Health Exchange "to ensure the best interests of and protection for consumers of the State"; and

WHEREAS, on January 16, 2020, the State enacted a package of bills that codify into State law the basic protections of the Affordable Care Act, which include establishing protections for no-cost preventative care and contraception, prohibiting exclusions for pre-existing conditions, allowing children to stay on their parents' plan until age 26, and incorporating mental health and maternity care as part of essential benefits; and

WHEREAS, on January 21, 2020, the State enacted P.L.2019, c.472, limiting cost sharing for prescription drugs under certain health plans; and

WHEREAS, on July 31, 2020, the State enacted P.L.2020, c.61, continuing the repealed federal Health Insurance Tax as the New Jersey Health Insurer Assessment, the revenue generated from which is used for the purposes of increasing affordability in the individual market and providing greater access to health insurance to the uninsured; and

WHEREAS, in 2020, the Office of Health Care Affordability and Transparency ("the Office") was formed to help guide the Administration's work on health care affordability and price transparency; and

WHEREAS, the Office works with the DOBI, the Department of Health ("DOH"), the Department of Human Services ("DHS"), and the Department of the Treasury ("Treasury") to advance affordability, accessibility, and transparency in the health care system; and

WHEREAS, on January 28, 2021, I signed Executive Order No. 217, creating an Interagency Health Care Affordability Working Group ("Working Group") consisting of representatives from the DOBI, the DOH, the DHS, the Treasury, and the Division of Consumer Affairs to advise the State on the development of a health care cost growth benchmark and related activities to ensure access to high-quality, affordable, and equitable health care for all New Jerseyans; and

WHEREAS, the Working Group made recommendations for appointments to a Health Care Advisory Group ("Advisory Group"), to serve at the pleasure of the Governor, pursuant to Executive Order No. 217 (2021) that included health care providers, insurers, employers, consumer

advocates, and health care policy leaders to advise the Working Group on the development and implementation of a health care cost growth benchmark; and

WHEREAS, the Working Group and Advisory Group have met within their respective groups at least monthly for more than nine months to develop and advise on the development of the health care cost growth benchmark program; and

WHEREAS, the meetings of the Working Group and Advisory Group have resulted in a framework for a health care cost growth benchmark program, which will promote increased transparency and accountability for health care spending and slow the rate of health care spending growth to make it more affordable and sustainable for families, individuals, employers, and the State; and

WHEREAS, stakeholder involvement through the Advisory Group resulted in a stakeholder compact ("the compact") that memorializes a collective commitment to the health care cost growth benchmark program; and

WHEREAS, the compact establishes a strong, collaborative foundation for the State, providers, and carriers to work toward attaining the health care cost growth benchmark by setting forth stakeholders' commitment to participate in the data collection, verification, analysis, and reporting processes led by the DOBI, and the ongoing efforts to understand the underlying health care cost drivers in New Jersey; and

WHEREAS, a health care cost growth benchmark program will assess health care cost growth for all New Jersey residents with coverage through commercial plans, the Medicaid and Medicare programs, and the State Employee Health Benefits Program ("SHBP") and School Employees' Health Benefits Program ("SEHBP"); and

WHEREAS, the Commissioner of DOBI has access to claims data under various provisions of law, including but not limited to N.J.S.A. 17B:30-30, N.J.S.A. 17B:30-31, N.J.S.A. 52:17B-199, N.J.A.C. 11:24-3.8, N.J.A.C. 11:23-3.2, and N.J.A.C. 11:24B-2.8, which data can help assess

performance relative to a health care cost growth benchmark to further the State's policy of improving health outcomes and reducing the rate of growth of health care costs; and

WHEREAS, monitoring the implementation of a health care cost growth benchmark is necessary to establish transparency and accountability for rising health care costs; and

WHEREAS, a concrete target for limiting health care cost increases will promote collaborative actions by health insurers, healthcare providers and others, and inform effective public policy strategies, to improve health care affordability, accessibility, and transparency for all New Jerseyans;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. It is the policy of the State to slow the rate of health care spending growth by establishing a health care cost growth benchmark for calendar years 2023 through 2027 as follows:

- a. For calendar year 2023, the health care cost growth benchmark shall be set at 3.5 percent annual growth over 2022 total health care expenditures;
- b. For calendar year 2024, the health care cost growth benchmark shall be set at 3.2 percent annual growth over 2023 total health care expenditures;
- c. For calendar year 2025, the health care cost growth benchmark shall be set at 3 percent annual growth over 2024 total health care expenditures;
- d. For calendar year 2026, the health care cost growth benchmark shall be set at 2.8 percent annual growth over 2025 total health care expenditures; and
- e. For calendar year 2027, the health care cost growth benchmark shall be set at 2.8 percent annual growth over 2026 total health care expenditures.

2. For the purposes of this Order, "total health care expenditures" shall mean the annual per capita sum of all health care expenditures in the State from public and private sources, including claims-based and non-claims-based payments to providers, patient cost-sharing amounts, such as deductibles and copayments, and the net cost of private health insurance to New Jersey residents, defined as the difference between health premiums earned and benefits incurred, inclusive of insurers' costs of paying bills, advertising, administrative costs, premium taxes, and profits or losses.

3. This health care cost growth benchmark shall apply across all New Jersey health care markets and populations.

4. The Commissioner of the DOBI, consistent with her statutory authority and this Order, shall monitor health care spending growth across all public and private payers and populations in the State, and report annually to the Governor on such growth.

5. During calendar year 2022, the DOBI shall initiate data collection and coordinate with the Working Group established under Executive Order No. 217 (2021) on analyzing and understanding the data before reporting health care spending and spending growth in aggregate form to promote transparency and facilitate discussion of strategies to make health care more affordable.

6. The DOBI shall compile data necessary to assess performance against the health care cost growth benchmark, which data shall include but shall not be limited to:

- a. Aggregate total medical expenditures for health care services delivered to New Jersey residents. Total medical expenditures shall include claims-based and non-claims-based payments, combined for fully insured plans, the State Medicaid Program, the SHBP, the SEHBP, and self-insured plans;
- b. The net cost of private health insurance to New Jersey residents, defined as the difference between health premiums earned and benefits incurred inclusive of

insurers' costs of paying bills, advertising, administrative costs, premium taxes, and profits or losses;

- c. The aggregate value of pharmacy manufacturer rebates for New Jersey residents; and
- d. Enrolled member months and attributed lives counts for fully insured plans, the State Medicaid Program, the SHBP, the SEHBP, and self-insured plans.

7. The Advisory Group, established pursuant to Paragraph 5 of Executive Order No. 217 (2021), shall be dissolved following the issuance of this Order. The Working Group established by Executive Order No. 217 (2021) shall make recommendations to the Governor regarding State officials and other public members to serve on a Benchmark Implementation Advisory Group to advise the Working Group and the DOBI on the implementation of the health care cost growth benchmark program. The Benchmark Implementation Advisory Group shall be advisory in nature and shall provide recommendations to the Working Group and the DOBI as deemed appropriate by the Working Group and the DOBI. All members of the Benchmark Implementation Advisory Group will serve without compensation and at the pleasure of the Governor.

8. The DOBI shall:

- a. Advise the Governor and Working Group on current and projected trends in health care and the health care industry, particularly as they affect the expenditures and revenues of the State, its residents, and its major industries;
- b. Assess health care cost growth for all New Jersey residents with commercial (insured and self-insured), Medicaid, and Medicare coverage to better understand cost drivers and trends;
- c. Develop, in consultation with the Working Group and Benchmark Implementation Advisory Group, policies and

strategies to support attainment of the health care cost growth benchmark;

- d. Engage relevant parties, including insurers, providers, and community partners to develop strategies to help meet the health care cost growth benchmark that are data-based and practical; and
- e. Review periodically all components of the health care cost growth benchmark methodology, including economic indicators and other conditions, and recommend to the Working Group for its approval whether the forecasted growth rate of health care expenditures has changed in such a material way that it warrants a change in the health care cost growth benchmark.

9. Each department, office, division, or agency of this State is hereby required, to the extent not inconsistent with law, to cooperate fully with the DOBI, within the limits of its statutory authority, and to furnish it with such data as is required to assess performance against the health care cost growth benchmark.

10. The DOBI shall report annually on the performance relative to the health care cost growth benchmark program during the prior calendar year at the following levels: (1) the State; (2) insurance market (e.g., commercial, Medicaid, and Medicare); (3) insurer; and (4) provider entities who are sufficiently large such that performance can be accurately and reliably measured and who engage in total cost of care contracts for a significant proportion of their population served. The DOBI shall also issue a report that identifies factors that contribute to health care cost trends, which factors may include inflationary pressures, out-of-state migration for health care, changes in payer mix, price variation, patterns in prescription drug utilization and pricing, the role of pharmaceutical companies and other suppliers, administrative costs, and regulatory compliance cost.

11. The DOBI may consult with experts or other knowledgeable individuals in the public or private sector on any aspect of its mission outlined in this Order.

12. Nothing in this Order shall be construed to create a private right of action to enforce the requirements outlined herein.

13. This Order shall take effect immediately.

GIVEN, under my hand and seal this
21st day of December,
Two Thousand and Twenty-one, and
of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 278

WHEREAS, beginning early on Monday, January 3, 2022, portions of the State of New Jersey are forecasted to experience a potentially severe winter storm causing hazardous weather conditions including heavy mixed precipitation, coastal flooding, and total snow accumulations of 4 to 8 inches; and

WHEREAS, the National Weather Service has issued a Winter Storm Warning for the southern New Jersey counties of Atlantic, Burlington, Cape May, Cumberland, and Ocean; and

WHEREAS, snow accumulation is expected to begin early Monday, with the heaviest snow falling during the morning hours creating dangerous road conditions that may make travel difficult in the counties of Atlantic, Burlington, Cape May, Cumberland, and Ocean through much of the day; and

WHEREAS, this winter storm is expected to produce hazardous travel conditions due to accumulated snow and ice, especially during the morning commuting period on Monday, January 3, 2022; and

WHEREAS, these serious weather conditions may make it difficult or impossible for citizens to obtain the necessities of life, as well as essential services such as police, fire, and first aid; and

WHEREAS, this impending winter storm constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of Atlantic, Burlington, Cape May, Cumberland, and Ocean counties; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in Atlantic, Burlington, Cape May, Cumberland, and Ocean counties, and this situation may spread to other parts of the State; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and

supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists in the counties of Atlantic, Burlington, Cape May, Cumberland, and Ocean, effective at 9:00 p.m. on January 2, 2022, and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration of any Administrative Order issued by the Commissioner of the Department of Transportation (the "Commissioner"), to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any Administrative Order issued by the Commissioner, to determine and

control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant

General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this Emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until

such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 9:00 p.m. on Sunday, January 2, 2022, and shall remain in effect until such time as it is determined by me that an Emergency no longer exists.

GIVEN, under my hand and seal this
2nd day of January,
Two Thousand and Twenty-two,
and of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 279

WHEREAS, beginning late on Thursday, January 6, 2022, and continuing through Friday, January 7, 2022, the State of New Jersey is forecasted to experience a potentially severe winter storm causing hazardous weather conditions including heavy mixed precipitation, high winds, and total snow and ice accumulations of 4 to 6 inches in a substantial portion of the State; and

WHEREAS, the National Weather Service has issued a Winter Storm Warning for much of southern and central New Jersey, with the remainder of the State subject to a Winter Storm Advisory; and

WHEREAS, snow accumulation is expected to begin Thursday evening, with the heaviest snow falling at up to two inches per hour during the early morning hours on Friday, creating dangerous road conditions that may make travel difficult to impossible; and

WHEREAS, this winter storm is expected to produce hazardous travel conditions due to accumulated snow and ice, especially during the morning commuting period on Friday, January 7, 2022 and particularly in areas of southern New Jersey already impacted by a heavy snow storm on January 2, 2022 and January 3, 2022; and

WHEREAS, this winter storm is expected to produce hazardous travel conditions even for areas that receive lesser snowfall totals, and to make clearing snow and ice very difficult; and

WHEREAS, these serious weather conditions may make it difficult or impossible for citizens to obtain the necessities of life, as well as essential services such as police, fire, and first aid; and

WHEREAS, this impending winter storm constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of the State; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in some parts of this State, and this situation

may spread to other parts of the State; and

WHEREAS, as part of the State's response to this winter storm, the Commissioner of the New Jersey Department of Transportation (the "Commissioner") has issued an Administrative Order(s) regarding vehicle travel restrictions pursuant to N.J.S.A. 27:1A-5, N.J.S.A. 27:3A-3, and N.J.S.A. 39:4-8.3; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists throughout the State of New Jersey, effective at 10:00 p.m. on January 6, 2022; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration of any Administrative Order issued by the Commissioner, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal

or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the State Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any Administrative Order issued by the Commissioner, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this Emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this

Order.

10. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 10:00 p.m. on Thursday, January 6, 2022, and shall remain in effect until such time as it is determined by me that an Emergency no longer exists.

GIVEN, under my hand and seal this
6th day of January,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 280

WHEREAS, Coronavirus disease 2019 ("COVID-19") is a contagious disease caused by the SARS-CoV-2 virus that can cause severe illness and is at times fatal; and

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for COVID-19, the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of three effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, P.L.2021, c.103 sought to enable the State to bring an end to its prior Public Health Emergency while still allowing for an orderly continuation of the Administration's ability to order certain public health measures relating to COVID-19, including but not limited to vaccine distribution, administration, and management, COVID-19

testing, health resource and personnel allocation, data collection, and implementation of recommendations of the Centers for Disease Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings; and

WHEREAS, P.L.2021, c.103 explicitly maintained the State of Emergency declared in Executive Order No. 103 (2020), and stated it would in no way diminish, limit, or impair the powers of the Governor to respond to any of the threats presented by COVID-19 pursuant to the Disaster Control Act; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, as the CDC has recognized, viruses can change through mutation and mutations can result in a new variant of the virus, and these variants can have meaningfully distinct impacts from the original virus; and

WHEREAS, as the CDC has recognized, some variants spread more easily and quickly than other variants of the same virus, which may lead to more cases of COVID-19, increased strain on health care resources, more hospitalizations, and more deaths; and

WHEREAS, new variants are classified based on how easily the variant spreads, how severe its symptoms are, how it responds to treatments, and how well vaccines protect against the variant; and

WHEREAS, since Executive Order No. 244 (2021) took effect, the CDC has reported that new variants of concern of COVID-19 have been identified in the United States, particularly the B.1.617.2 ("Delta") variant and most recently the B1.1.529 ("Omicron") variant; and

WHEREAS, although New Jersey was able to end the prior Public Health Emergency on account of the effectiveness of vaccines in reducing transmissibility of COVID-19, the Omicron variant appears

to spread more easily than other variants, including Delta; early evidence suggests people who have received a primary series of a COVID-19 vaccine but have not yet received the recommended booster shot are more likely to become infected with this variant than prior variants and to be able to spread the virus to others; and some monoclonal antibody treatments may not be as effective against infection with the Omicron variant; and

WHEREAS, because vaccines are effective at preventing severe illness, hospitalizations, and death, including from the Omicron variant, the CDC has noted that the recent emergence of this variant emphasizes the importance of vaccination and boosters; and

WHEREAS, according to the CDC, studies show that after getting the primary series of a COVID-19 vaccine, protection against the virus and the ability to prevent infection may decrease over time, in particularly due to changes in variants; and

WHEREAS, although the COVID-19 vaccines remain effective in preventing severe disease, recent data suggests their effectiveness at preventing infection or severe illness wanes over time; and

WHEREAS, the CDC has reported that vaccinated people who receive a COVID-19 booster are likely to have stronger protection against contracting and transmitting COVID-19, particularly the Omicron variant, and stronger protection against serious illness, including hospitalizations and death; and

WHEREAS, after the first confirmed case of the Omicron variant was identified in New Jersey on December 3, 2021, COVID-19 cases started to significantly and rapidly increase again; and

WHEREAS, for the first time since April 2020, the COVID-19 Activity Level reached the "Very High" score throughout the entire State the week of January 1, 2022; and

WHEREAS, as of January 10, 2022, due to the increased prevalence of the Omicron variant, there were 6,075 adult and 86 pediatric hospitalizations related to COVID-19, and within the last week there

were over 229,000 new cases, by far the highest number of new cases ever and the highest number of hospitalizations since the start of the pandemic, with 419 new confirmed deaths reported within the last week,; and

WHEREAS, as these numbers demonstrate, the spread of the Omicron variant has led to the highest number of cases in New Jersey ever, and has also led to a drastic increase in hospitalizations, increased risk to health and safety of health care workers, and staffing shortages; and

WHEREAS, the increased potential for such a large number of hospitalizations raises serious concerns about the public health and about the capacity of the State's hospitals and health care systems to meet the health needs of residents, even in the face of the State's preparedness and response efforts since March 2020; and

WHEREAS, health care workers must have the staffing and resources that are essential to maintaining the operations of the State's essential health care services to protect public health during the Omicron variant surge, which include but are not limited to critical and emergency health care, vaccination administration, COVID-19 testing, and contact tracing; and

WHEREAS, the spread of COVID-19 has greatly strained the resources and capabilities of county and municipal governments, including public health agencies, that provide essential services for containing and mitigating the spread of contagious diseases, such as resources for vaccination administration, COVID-19 testing, and contract tracing, and the situation is too large in scope to be handled entirely by the normal county and municipal operating services; and

WHEREAS, the CDC has advised that expedient and additional public health action is necessary to prevent severe impacts on the health of individuals and the health care system due to the rapid spread of the Omicron variant; and

WHEREAS, the CDC has confirmed that the rapid increase of infections is due to the increased transmissibility of the Omicron variant and its increased ability to evade immunity conferred by past infection or vaccination; and

WHEREAS, the State has thus far administered approximately 13.1 million doses of COVID-19 vaccines, with over 7.4 million New Jerseyans having received at least one dose of a vaccine and over 6.4 million having received the primary series of a vaccine; and

WHEREAS, as of January 10, 2022, only 46.3 percent of eligible individuals statewide had received their booster shot, with only 7.5 percent of persons 12-17 years old and eligible to be boosted having received their booster shot; and

WHEREAS, while over 74 percent of people in the State have received the primary series of a COVID-19 vaccine, the booster rates remain significantly lower and additional steps are necessary to ensure continued vaccinations, especially boosters, of individuals to protect against spread of COVID-19; and

WHEREAS, in addition to vaccination, testing for COVID-19 remains one of the strongest tools to prevent the further spread of COVID-19, particularly the Omicron variant; and

WHEREAS, the CDC recommends that all individuals should seek testing when they are ill and isolate if they experience COVID-19 symptoms or receive a positive result; and

WHEREAS, there are currently over 1,000 testing sites available to residents of the State and since mid-December 2021, the Department of Health ("DOH") has supported approximately 100 additional testing sites while also supporting local and county governments in expanding free testing for residents; and

WHEREAS, hospitals across the State report having experienced an increase of individuals seeking testing through their emergency departments and they continue to ask members of the public to only seek urgent medical treatment from hospitals to help preserve critical

staff and resources, especially as hospitals are approaching maximum capacity; and

WHEREAS, despite the increased testing capacity, the demand for testing in light of the increase in cases caused by the Omicron variant spread continues to exceed the supply of COVID-19 tests and there are delays in processing times for test results at clinical laboratories due to the increase in volume of tests and staffing shortages; and

WHEREAS, the State must have the resources necessary to protect the public health through vaccination efforts, masking, testing, treatment, and isolation and quarantine, monitoring hospital admissions and ICU capacity, tracking activity of the virus in the community, and acquiring and maintaining stockpiles of personal protective equipment, ventilators, and other critical supplies to remain prepared for the ongoing surge; and

WHEREAS, while our vaccination and testing efforts continue to progress, an effective mass vaccination and booster program and an adequate response to the continued public health threats imposed by COVID-19, and particularly the Omicron variant, require that my Administration retain all of the flexibility and resources that a public health emergency provides; and

WHEREAS, the rapid and continued spread of the Omicron variant within New Jersey constitutes an imminent public health hazard that threatens and presently endangers the health, safety, and welfare of the residents of one or more municipalities or counties of the State; and

WHEREAS, it is necessary and appropriate to act against this public health hazard to protect and maintain the health, safety, and welfare of New Jersey residents and visitors; and

WHEREAS, the facts as set forth above and in consultation with the Commissioner of DOH confirms that the circumstances relating to the surge in cases tied to the new variants of COVID-19, in particular

the Omicron variant, are meaningfully different than the circumstances on the ground at the time that I terminated the last Public Health Emergency; and

WHEREAS, the facts as set forth above and in consultation with the Commissioner of DOH confirm that there exists a public health emergency in the State;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do DECLARE and PROCLAIM that a Public Health Emergency exists in the State of New Jersey and that the State of Emergency declared in Executive Order No. 103 (2020) remains in full force and effect, and I hereby ORDER and DIRECT the following:

1. Pursuant to my declaration of a Public Health Emergency in this Order, and pursuant to the State of Emergency that was declared in Executive Order No. 103 (2020), I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, in conjunction with the Commissioner of DOH, to take any such emergency measures as the State Director may determine necessary, including the implementation of the State Emergency Operations Plan and directing the activation of county and municipal emergency operations plans, in order to fully and adequately protect the health, safety, and welfare of the citizens of the State of New Jersey from any actual or potential threat or danger that may exist from the possible exposure to COVID-19, including any and all variants of this virus. The State Director of Emergency Management, in conjunction with the Commissioner of DOH, is authorized to coordinate the relief effort from this Emergency with all governmental agencies, volunteer organizations, and the private sector.

2. The State Director of Emergency Management, in conjunction with the Commissioner of DOH, shall also supervise and coordinate all activities of all State, regional and local political bodies and

agencies, in order to ensure the most effective and expeditious implementation of this Order, and, to this end, may call upon all such agencies and political subdivisions for any assistance necessary.

3. Given the invocation of a Public Health Emergency as contemplated by N.J.S.A. 26:13-1 et seq. and restatement that the State of Emergency declared in Executive Order No. 103 (2020) remains in full force and effect, I reserve the right as specifically contemplated by N.J.S.A. 26:13-3 to exercise the authority and powers specific to the EHPA as I deem necessary and appropriate to ensure the public health of New Jersey's residents.

4. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management and the Commissioner of DOH in all matters concerning this State of Emergency.

5. Consistent with my authority under the Disaster Control Act, N.J.S.A. App A:9-33 et seq., as invoked in Executive Order No. 103 (2020), I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this Emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Order, subject to my prior approval and in consultation with the State Director of Emergency Management and the Commissioner of DOH.

6. All State agencies are authorized to take appropriate steps to address the public health hazard of COVID-19, including any and all variants of this virus, including increasing access and eliminating barriers to medical care, protecting the health and well-being of students, and protecting the health and well-being of State, county, and municipal employees while ensuring the continuous delivery of State, county, and municipal services.

7. This Order shall take effect immediately.

GIVEN, under my hand and seal this
11th day of January,
Two Thousand and Twenty-two,
and of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 281

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, and the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, Executive Order No. 111, issued March 28, 2020, requires that health care facilities report their capacity and supplies, including bed capacity ventilators, and Personal Protective Equipment ("PPE") on a daily basis; and

WHEREAS, Executive Order No. 112, issued April 1, 2020, granted the Department of Law and Public Safety, Division of Consumer Affairs, the authority to temporarily reactivate certain inactive health care licenses and allow the licensure of physicians licensed, and in good standing, in another country; suspended and waived certain licensure requirements for advanced practice nurses and physician assistants; relaxed registration requirements for the Prescription Monitoring Program; waived signature requirements for funeral agreements and authorizations; and provided certain healthcare professionals with civil or criminal immunity; and

WHEREAS, Executive Order No. 207, issued December 4, 2020, required all individuals, regardless of age, to be automatically enrolled in the New Jersey Immunization Information System

("NJIIS"), the statewide electronic immunization registry, upon receipt of a COVID-19 vaccination; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of three effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, P.L.2021, c.103 sought to enable the State to bring an end to its prior Public Health Emergency while still allowing for an orderly continuation of the Administration's ability to order certain public health measures relating to COVID-19, including but not limited to vaccine distribution, administration, and management, COVID-19 testing, health resource and personnel allocation, data collection, and implementation of recommendations of the Centers for Disease Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings; and

WHEREAS, P.L.2021, c.103 explicitly maintained the State of Emergency declared in Executive Order No. 103 (2020), and stated it would in no way diminish, limit, or impair the powers of the Governor to respond to any of the threats presented by COVID-19 pursuant to the Disaster Control Act; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A.

26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, Executive Order No. 251, issued August 6, 2021, requires all public, private, and parochial preschool programs and elementary and secondary schools, including charter and renaissance schools (collectively "school districts"), to maintain a policy regarding mandatory use of face masks by staff, students, and visitors in the indoor portion of the school district premises, except in certain specified circumstances; and

WHEREAS, Executive Order No. 252, issued August 6, 2021, requires all covered health care and high-risk congregate settings to maintain a policy that requires all covered workers to either provide adequate proof to the health care and high-risk congregate settings that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning September 7, 2021; and

WHEREAS, Executive Order No. 253, issued August 23, 2021, requires school districts to maintain a policy that requires all covered workers to either provide adequate proof to the school district that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning October 18, 2021; and

WHEREAS, Executive Order No. 264, issued September 20, 2021, requires all child care centers and other child care facilities (collectively "child care settings") to maintain a policy regarding mandatory use of face masks by staff, child enrollees, and visitors in the indoor portion of the child care setting premises, except in certain specified circumstances; and

WHEREAS, Executive Order No. 264 (2021) further required all child care settings to maintain a policy that required all covered workers to either provide adequate proof to the child care setting

that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning November 1, 2021; and

WHEREAS, Executive Order No. 271, issued October 20, 2021, requires that each executive department and agency, including an independent authority, ensure that certain new contracts, new solicitation for a contract, extension or renewal of existing contracts, and exercise of an option on existing contracts, include a clause that the contractor or any subcontractors, at any tier, that is party to the contract, must maintain a policy that requires all covered workers to either provide adequate proof to the covered contractor that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly; and

WHEREAS, as the CDC has recognized, viruses can change through mutation and mutations can result in a new variant of the virus, and these variants can have meaningfully distinct impacts from the original virus; and

WHEREAS, as the CDC has recognized, some variants spread more easily and quickly than other variants of the same virus, which may lead to more cases of COVID-19, increased strain on healthcare resources, more hospitalizations, and more deaths; and

WHEREAS, new variants are classified based on how easily the variant spreads, how severe its symptoms are, how it responds to treatments, and how well vaccines protect against the variant; and

WHEREAS, since Executive Order No. 244 (2021) took effect, the CDC has reported that new variants of concern of COVID-19 have been identified in the United States, particularly the B.1.617.2 ("Delta") variant and most recently the B1.1.529 ("Omicron") variant; and

WHEREAS, although New Jersey was able to end the prior Public Health Emergency on account of the effectiveness of vaccines in reducing transmissibility of COVID-19, the Omicron variant appears

to spread more easily than other variants, including Delta; early evidence suggests people who have received a primary series of a COVID-19 vaccine but have not yet received the recommended booster shot are more likely to become infected with this variant than prior variants and to be able to spread the virus to others; and some monoclonal antibody treatments may not be as effective against infection with the Omicron variant; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., in the State of New Jersey due to the surge of cases and hospitalizations tied to the new variants of COVID-19; and

WHEREAS, because vaccines are effective at preventing severe illness, hospitalizations, and death, including from the Omicron variant, the CDC has noted that the recent emergence of this variant emphasizes the importance of vaccination and boosters; and

WHEREAS, according to the CDC, studies show after getting the primary series of a COVID-19 vaccine, protection against the virus and the ability to prevent infection may decrease over time, in particularly due to changes in variants; and

WHEREAS, although the COVID-19 vaccines remain effective in preventing severe disease, recent data suggests their effectiveness at preventing infection or severe illness wanes over time; and

WHEREAS, the CDC has reported that vaccinated people who receive a COVID-19 booster are likely to have stronger protection against contracting and transmitting COVID-19, particularly the Omicron variant, and stronger protection against serious illness, including hospitalizations and death; and

WHEREAS, after the first confirmed case of the Omicron variant was identified in New Jersey on December 3, 2021, COVID-19 cases started to significantly and rapidly increase again; and

WHEREAS, for the first time since April 2020, the COVID-19 Activity Level reached the "Very High" score throughout the entire State the week of January 1, 2022; and

WHEREAS, as of January 10, 2022, due to the increased prevalence of the Omicron variant, there were 6,075 adult and 86 pediatric hospitalizations related to COVID-19, and within the last week there were over 229,000 new cases, by far the highest number of new cases ever and the highest number of hospitalizations since the start of the pandemic, with 419 new confirmed deaths reported within the last week; and

WHEREAS, as these numbers demonstrate, the spread of the Omicron variant has led to the highest number of cases in New Jersey ever, and has also led to a drastic increase in hospitalizations, increased risk to health and safety of health care workers, and staffing shortages; and

WHEREAS, the increased potential for such a large number of hospitalizations raises serious concerns about the public health and about the capacity of the State's hospitals and health care systems to meet the health needs of residents, even in the face of the State's preparedness and response efforts since March 2020; and

WHEREAS, health care workers must have the staffing and resources that are essential to maintaining the operations of the State's essential health care services to protect public health during the Omicron variant surge, which include but are not limited to critical and emergency health care, vaccination administration, COVID-19 testing, and contact tracing; and

WHEREAS, it remains crucial that the State understand the health care system's existing capacity and its gaps through continued reporting, which will allow additional resources to be deployed where they are most needed as the State responds to the surge in cases and increased hospitalizations related to the Omicron variant; and

WHEREAS, the spread of COVID-19 has greatly strained the resources and capabilities of county and municipal governments, including public health agencies, that provide essential services for containing and mitigating the spread of contagious diseases, such as resources for vaccination administration, COVID-19 testing, and contact tracing, and the situation is too large in scope to be handled entirely by the normal county and municipal operating services; and

WHEREAS, the CDC has advised that expedient and additional public health action is necessary to prevent severe impacts on the health of individuals and the health care system due to the rapid spread of the Omicron variant; and

WHEREAS, the CDC has confirmed that the rapid increase of infections is due to the increased transmissibility of the Omicron variant and its increased ability to evade immunity conferred by past infection or vaccination; and

WHEREAS, continued automatic enrollment in the NJIIS for individuals receiving a COVID-19 vaccine will facilitate and track progress relative to New Jersey's vaccination targets; and

WHEREAS, the State has thus far administered approximately 13.1 million doses of COVID-19 vaccines, with over 7.4 million New Jerseyans having received at least one dose of a vaccine and over 6.4 million having received the primary series of a vaccine; and

WHEREAS, there is no concrete timeline for authorization for use of currently available COVID-19 vaccinations for children under the age of 5; and

WHEREAS, according to data estimates, only 29.5 percent of 5-11 year-olds, 63.1 percent of 12-15 year-olds, and 75.1 percent of 16-17 year-olds in New Jersey have received their primary series of a COVID-19 vaccine; and

WHEREAS, as of January 10, 2022, only 46.3 percent of eligible individuals statewide have received their booster shot, with only 7.5 percent of persons 12-17 years old and eligible to be boosted having received their booster shot; and

WHEREAS, while over 74 percent of people in the State have received the primary series of a COVID-19 vaccine, the booster rates remain significantly lower and additional steps are necessary to ensure continued vaccinations, especially boosters, of individuals to protect against spread of COVID-19; and

WHEREAS, in addition to vaccination, testing for COVID-19 remains one of the strongest tools to prevent the further spread of COVID-19, particularly the Omicron variant; and

WHEREAS, the CDC recommends that all individuals should seek testing when they are ill and isolate if they experience COVID-19 symptoms or receive a positive result; and

WHEREAS, there are currently over 1,000 testing sites available to residents of the state and since mid-December 2021, the Department of Health ("DOH") has supported approximately 100 additional testing sites while also supporting local and county governments in expanding free testing for residents; and

WHEREAS, hospitals across the State report having experienced an increase of individuals seeking testing through their emergency departments and they continue to ask members of the public to only seek urgent medical treatment from hospitals to help preserve

critical staff and resources, especially as hospitals are approaching maximum capacity; and

WHEREAS, despite the increased testing capacity, the demand for testing in light of the increase in cases caused by the Omicron variant spread continues to exceed the supply of COVID-19 tests and there are delays in processing times for test results at clinical laboratories due to the increase in volume of tests and staffing shortages; and

WHEREAS, the State must have the resources necessary to protect the public health through vaccination efforts, masking, testing, treatment, and isolation and quarantine, monitoring hospital admissions and ICU capacity, tracking activity of the virus in the community, and acquiring and maintaining stockpiles of PPE, ventilators, and other critical supplies to remain prepared for the ongoing surge; and

WHEREAS, while our vaccination and testing efforts continue to progress, an effective mass vaccination and booster program and an adequate response to the continued public health threats imposed by COVID-19, and particularly the Omicron variant, require that my Administration retain all of the flexibility and resources that a public health emergency provides; and

WHEREAS, the American Academy of Pediatrics ("AAP") has emphasized that in-person learning is critical for educational and social development of children, as evidence demonstrates that remote learning has been detrimental to the educational attainment of students of all ages and has exacerbated the mental health crisis among children and adolescents; and

WHEREAS, the CDC has also cited evidence that suggests virtual learning can lead to learning loss for children and worsening mental health problems for the younger population; and

WHEREAS, child care centers provide critical support to tens of thousands of families across the State who rely on safe, in-person environments for their children during the work day; and

WHEREAS, given the evidence regarding high transmission of the Omicron variant, the CDC continues to recommend universal indoor masking for all teachers, staff, students, child enrollees, and visitors in K-12 schools and child care settings over the age of 2 regardless of vaccination status; and

WHEREAS, the CDC continues to emphasize that children should continue full-time, in-person learning with layered prevention strategies in place, including masking in indoor settings; and

WHEREAS, the AAP similarly recommends universal masking in schools and child care settings because a significant portion of the student population has not yet received the vaccine, including individuals under the age of 5 who are not yet eligible to even receive a vaccine; and

WHEREAS, both the CDC and AAP recognize that masking is a critical tool to reduce transmission of the virus and protect unvaccinated individuals; and

WHEREAS, after consultation with the DOH, I have determined that it is necessary to continue to enforce a uniform masking policy in schools and child care settings for teachers, staff, students, child enrollees, and visitors over the age of 2 while vaccination rates are low among a significant portion of the student population and not yet available to a significant portion of the child enrollee population; and

WHEREAS, on July 6, 2021, the U.S. Department of Justice's Office of Legal Counsel issued an opinion concluding that Section 564 of the Food, Drug, and Cosmetic Act, 21 U.S.C. § 360bbb-3 does not prohibit public or private entities from imposing vaccination

requirements while vaccinations are only available pursuant to Emergency Use Authorization; and

WHEREAS, requiring workers in schools and child care settings to receive a COVID-19 vaccine or undergo regular testing can help prevent outbreaks and reduce transmission to children, including those who have not received, or are not yet eligible to receive, a vaccination; and

WHEREAS, preventing transmission of COVID-19 is critical to keeping schools and child care settings open for in-person instruction; and

WHEREAS, school districts have access to multiple sources of funding to address costs associated with worker vaccination efforts and testing, including three rounds of federal Elementary and Secondary School Emergency Relief funds and Emergency Assistance for Nonpublic Schools within the Governor's Emergency Education Relief funds; and

WHEREAS, the CDC has repeatedly emphasized the importance of heightened mitigation protocols in certain congregate and health care settings because of the significant risk of spread and vulnerability of the populations served; and

WHEREAS, requiring workers in those congregate and health care settings to receive a COVID-19 vaccine or undergo regular testing can help prevent outbreaks and reduce transmission to vulnerable individuals who may be at higher risk of severe disease; and

WHEREAS, parties that contract with the State government provide essential services to the public and interact with the public on a regular basis, and because of the nature of their work, a significant portion of their workers are not able to work remotely; and

WHEREAS, ensuring the safety of the government workforce during this overall escalation in COVID-19 cases, hospitalizations, and deaths resulting from the Omicron variant is essential for continued operation and service to the public, and it is fitting and proper to require additional protections to the State workforce and public by continuing to require contractors to provide their vaccination or testing status as a condition of entry onto State property and into State facilities, including property and facilities leased by a contractor; and

WHEREAS, this ensures that contractors are held to the same requirements as the State workforce, which the Executive Branch in its capacity as an employer has required to receive a COVID-19 vaccine or undergo regular testing; and

WHEREAS, the State will continue to work closely with school districts and child care settings to successfully implement the requirements of this Order; and

WHEREAS, as we evaluate the appropriate response and resources needed to combat the surge in cases and increase in hospitalizations due to the Omicron variant, I have consulted with the Executive Branch departments and agencies as to what administrative orders, directives, and waivers are necessary to continue; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. 26:13-1 et seq., N.J.S.A. App. A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. Executive Order Nos. 111, 112, and 207 (2020) shall be reinstated and remain in full force and effect, except that any civil or criminal immunity related to the COVID-19 response bestowed by Executive Order No. 112 (2020) shall not be reinstated.

2. Executive Order Nos. 251, 252, 253, 264, and 271 (2021) shall remain in full force and effect.

3. The administrative orders, directives, and waivers issued by any Executive Branch departments and agencies in whole or in part based on the authority under the EHPA to respond to the previously declared Public Health Emergency presented by the COVID-19 outbreak that are provided in the Appendix to this Order shall remain in full force and effect unless otherwise modified or revoked by the Executive Branch department or agency.

4. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

5. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of

any nature whatsoever, to cooperate fully in all matters concerning this Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

6. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

7. Penalties for violations of this Order may be imposed under, among other statutes, N.J.S.A. App. A:9-49 and -50.

8. This Order shall take effect immediately and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this
11th day of January,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

Banking and Insurance	Regulatory Procedures	Bulletin No. 20-08 Temporary Rule Suspension and Modification Concerning the Temporary External Appeal Procedures for the Independent Health Care Appeals Program.	N.J.A.C. 11:24-8.7(b); N.J.A.C. 11:24A-3.6(b); N.J.A.C. 11:24-8.7(c); and N.J.A.C. 11:24A-3.6(c).	Addresses procedures related to external appeal applications for the Independent Health Care Appeals Program. The purpose of the appeals program is to provide an independent medical necessity or appropriateness of services review of final decisions by carriers to deny, reduce or terminate benefits in the event the final decision is contested by the covered person or any health care provider acting on behalf of the covered person but only with the covered person's consent. This bulletin modifies the procedural regulatory requirement that an appeal of a final internal adverse benefit determination must be submitted to the Department by mail or fax. The Department is now temporarily requiring that external appeals be submitted to the Department by email. The bulletin also suspends the required \$25 filing fee for appeals filed through email.
Banking and Insurance	Licensure, Certifications, Training, or Reciprocity	Bulletin No. 20-09 Temporary Rule Suspension Concerning Real Estate Prelicensure Courses	N.J.A.C. 11:5-2.2(f); N.J.A.C. 11:5-3.6(c); and N.J.A.C. 11:5-3.8(e).	Real estate prelicensure courses may be taught in an on-line format, such as in a webinar, a virtual classroom, or by video conferencing; notice to the Department should be provided if real estate offices do not remain open or if offices modify business hours; and contact information for Real Estate Commission staff is provided.
Banking and Insurance	Data Reporting	Order No. 20-22 Concerning Insurance Premium Refunds, Credits, and Reductions		<p>Orders insurers to make an initial premium refund or other adjustment to all adversely-impacted New Jersey policyholders, for each month that the public health emergency is in effect, in the following lines of insurance, as quickly as practicable, but in any event no later than June 15, 2020: Private passenger automobile insurance; Commercial automobile insurance; Workers' compensation insurance; Commercial multiple-peril insurance; Commercial liability insurance; Medical malpractice insurance; and Any other line of coverage where the measures of risk have become substantially overstated as a result of the COVID-19 pandemic. Insurers may comply with the mandated premium refund to policyholders by providing a premium credit, reduction, return of premium, dividend, or other appropriate premium adjustment.</p> <p>The Order requires specified insurers to provide data regarding claim activity and premium collection activity during relevant time periods (i.e, the pandemic period; the period immediately-prior to the pandemic period in 2020; and similar time periods in 2019). Claim data includes measures of claim frequency and claim severity. Premium collection activity includes measures of premium billed or due and actual premiums collected. These data reports were required to be provided bi-weekly through October 2020. In addition, insurers are required to provide a report regarding the actions they have taken or plan to take consistent with Bulletin No. 20-22 through October 2020.</p>

Banking and Insurance	Testing	Bulletin 20-24 Directive Concerning Health Entities Response to COVID-19		In order to continue to ensure that cost-sharing is not a barrier to consumers receiving screening and testing for COVID-19 as testing procedures expand and develop throughout New Jersey, and consistent with federal guidance implementing the Families First Coronavirus Response Act and the Coronavirus Aid, Relief, and Economic Security Act, the Department expanded the requirements in Bulletin 20-03 to require carriers to cover, without cost-sharing, without prior authorization or other medical management requirements, any SARS-COV-2 molecular test authorized pursuant to the DOH standing order. This requirement includes such testing, regardless of site as authorized by the May 12, 2020 DOH Standing Order, described below, including tests administered at any in or out-of-network community-based, county testing, or private testing site, (including, but not limited to, in and out-of-network hospitals, provider offices, urgent care centers, and pharmacies), and includes items and services furnished to an individual during such visits that result in an order for or administration of a SARS-COV-2 molecular test.
Banking and Insurance	Insurance Coverage	Bulletin 21-01 Directive Concerning Coverage for COVID-19 Immunizations		Provides guidance to all health insurance companies, health maintenance organizations, health service corporations and other entities issuing health benefits plans that there should not be any cost sharing, including but not limited to copays, coinsurance and deductibles for qualifying coronavirus preventive services (including immunizations) delivered by any in-network or out-of-network health care providers.
Children and Families	Electronic Procedures, Inspections, or Evaluations	Temporary Rule Suspension and Modification Concerning Child Protection Visitation and Case Plans	N.J.A.C. 3A:12-1.1, -1.8, -2.1, and -2.6-2.11, 3A:15-1.1	Suspending the signature requirement for case plans and allowing caseworker visits with clients to occur by video or telephone.
Children and Families	Electronic Procedures, Inspections, or Evaluations	Temporary Rule Modification related to the Address Confidentiality Program	N.J.A.C. 3A:71-3.1	Allows for verbal agreement of the applicant as documented by the agency representative completing the application in place of applicant signature.
Civil Service Commission	COVID Leave	Temporary Rule Relaxation and Modification of the Regulatory Provisions Concerning Sick Leave	N.J.A.C. 4A:6-1.3	The temporary rule authorizes a limited form of COVID-19 Sick Leave and COVID-19 Family Leave that exists separately and in addition to the current sick leave entitlement.
Civil Service Commission	Telework	Temporary Rule Relaxation and Modification of the Regulatory Provisions Concerning Flextime Programs	N.J.A.C. 4A:6-2.6	The temporary rule authorizes a limited form of telework.
Community Affairs	Telework	Temporary Rule Concerning Remote Public Meetings	N.J.A.C. 5:39-1.1	Allows a local public body to conduct remote public meetings during a declared emergency.
Economic Development Authority	Telework	Temporary Rule Waivers April 14, 2020		Concerning Full-Time Employee Definition
Education	Special Education	Temporary Rule Modification	N.J.A.C. 6A:14	Permitting school districts or other educational agencies to deliver related services to students with disabilities through the use of telehealth and telemedicine, electronic communications, virtual, remote or other online platforms.
Environmental Protection	Medical Waste	Temporary Rule Modification Concerning Regulated Medical Waste	N.J.A.C. 7:26-3A.1	Exempts generators of regulated medical waste that is related to COVID-19 (e.g. waste from non-traditional vaccination sites) from DEP's registration process.
Environmental Protection	Regulatory Procedures	Temporary Rule Modification Human Crematory Operation	N.J.A.C. 7:27-11	Waiver of any permitted daily hourly operating limits for human crematories as necessary to satisfy increased service needs.
Health	Resumption of Services at Health Care Facilities	Executive Directive 22-001 January 10, 2022		COVID-19 Related Health and Safety Requirements for the Reopening of New Jersey Pediatric Medical Day Care Facilities.

Health	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Modification April 15, 2020		Temporary Waiver of Examination Deadline for Certified Medication Aides
Health	Opioid Treatment Programs	Temporary Rule Waiver/Modification Concerning Eligibility for Take-Home Medication May 8, 2020	N.J.A.C. 10:161B-11.10	Permitting Opioid Treatment Program (OTP) facilities to provide medication to clients at locations other than the location listed on their OTP facility license, in accordance with guidance issued by the Drug Enforcement Agency (DEA078) on April 7, 2020.
Health	Elective and Invasive Procedures	Temporary Rule Waiver/Modification Concerning Utilization Criteria for Invasive Cardiac Diagnostic Facilities and Cardiac Surgical Centers March 4, 2021	N.J.A.C. 8:33E-1.4 and -2.3	Waiving minimum volume requirements for existing invasive cardiac diagnostic facilities, cardiac surgical centers, and physicians practicing at these centers and facilities.
Health	Infection Prevention and Control	Health Facilities Waiver Concerning Infection Prevention and Control of COVID-19 in Assisted Living Residence April 4, 2020	N.J.A.C. 8:36	Requiring infection prevention and control measures be implemented by assisted living residences.
Health	Outbreak Notifications	Health Facilities Waiver Concerning Notification of a Contagious Disease Outbreak April 4, 2020	N.J.A.C. 8:36, 37, 39, and 42	Requiring notification of residents, residents' families, visitors, and staff in the event of a contagious disease outbreak in a facility.
Health	Visitation, Admission, Support Person Protocols	Executive Directive No. 21-012 November 24, 2021	N.J.A.C. 8:36, 37, 39, and 43	Resumption of Services in all Long-Term Care Facilities
Health	Telehealth	Waiver Concerning Telehealth April 17, 2020	N.J.A.C. 8:36, 37, 39, and 43D	Waiving requirements for on-site examinations or in-office visits and permitting telemedicine for residents of health care facilities under certain conditions.
Health	Capacity and Staffing	Health Facilities Waiver For Licensed Inpatient Facilities March 13, 2020	N.J.A.C. 8:36, 39, 43G, and 43H	Temporary operational waivers for the following requirements: exceeding licensed bed capacity; bed additions requiring prior Certificate of Need approval; physical space requirements; or staff qualifications requirements.
Health	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver/Modification Concerning Certification for Certified Medication Aides January 12, 2021	N.J.A.C. 8:36-9.2	Extending the expiration date and recertification requirements for Certified Medication Aides.
Health	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver/Modification Concerning Certification for Certified Medication Aides January 12, 2021	N.J.A.C. 8:39-43	Extending the expiration date of certifications issued to Certified Nurses Aides and Certified Nurses Aide candidates.
Health	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver/Modification Concerning Nurse Aide Competency April 15, 2020	N.J.A.C. 8:39-43.1	Temporarily permitting personal care assistants and certified medical assistants to function in the role of a certified nurse aide in licensed long-term care facilities within New Jersey under certain conditions.
Health	Licensure, Certifications, Training, or Reciprocity	Blanket Waiver for Home Health Agency Licensing Standards April 24, 2020	N.J.A.C. 8:42	Waiving any provisions that are more stringent than the requirements relaxed or modified in waivers and guidance issued by CMS on or after March 23, 2020.
Health	Home Health/Hospice	Health Facilities Waiver for Home Health Agencies and Hospice Facilities March 13, 2020	N.J.A.C. 8:42 and 42C	Temporary operational waivers for the following services: providing home health services to patients outside of the approved license/CN geography; or providing hospice services to patients outside the hospice service area.

Health	Licensure, Certifications, Training, or Reciprocity	Blanket Waiver for Hospice Licensing Standards April 23, 2020	N.J.A.C. 8:42C	Waiving any provisions that are more stringent than the requirements relaxed or modified in waivers and guidance issued by CMS on or after March 23, 2020.
Health	Capacity and Staffing	Health Facilities Waiver for Ambulatory Care, Adult, and Pediatric Care Facilities March 13, 2020	N.J.A.C. 8:434A, 43F, and 43J	Temporary operational waivers for the following requirements: physical space or staff qualifications.
Health	Licensure, Certifications, Training, or Reciprocity	Waiver Concerning Advance Practice Nurses and Certified Registered Nurse Anesthetists April 17, 2020	N.J.A.C. 8:43A-12.5(a)2i, 3i, and (d)2i and 43G-2.8(a)	Waiving joint protocol and supervision requirements for Advance Practice Nurses and Certified Registered Nurse Anesthetists.
Health	Mobile Ambulatory Care	Temporary Rule Waiver/Modification Concerning Mobile Vans December 10, 2020	N.J.A.C. 8:43A-23.3	Ambulatory care mobile van operations can add additional service locations without first obtaining Department approval, will not be required to adhere to their Department authorized service schedule for their currently authorized mobile vans or submit a service schedule to the Department prior to deploying a mobile van to a specific location.
Health	Staffing	Temporary Rule Modification and Suspension Concerning Dialysis Staffing April 17, 2020	N.J.A.C. 8:43A-24.7(c) and (d)	Relaxes the staff-to-patient ratio requirements and requires outpatient dialysis providers to instead adhere to the federal Centers for Medicare & Medicaid Services (CMS) rules with regards to staffing.
Health	Capacity and Staffing	Temporary Waivers Concerning Hospitals April 7, 2020	N.J.A.C. 8:43G-11, -11A, -17.1, and -20	Issuing the following waivers for hospitals: nurse staffing levels; pre-employment requirements; discharge planning requirements; and caregivers.
Health	Licensure, Certifications, Training, or Reciprocity	Health Facilities Waiver Concerning Acute Care Hospitals Credentials March 26, 2020	N.J.A.C. 8:43G-16.1(b)-(e)	Permitting acute care hospitals to substitute the credentialing standards of the hospital's accrediting body instead of the credentialing requirements at N.J.A.C. 8:43G-16.1(b)-(e).
Health	Respiratory Equipment	Temporary Rule Waiver/Modification Concerning Respiratory Care Supplies and Equipment May 8, 2020	N.J.A.C. 8:43G-31.11	Waiving certain criteria for the maintenance of respiratory care equipment, which includes ventilators, in hospitals.
Health	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver/Modification Concerning Nurse Aides Licensing December 10, 2020	N.J.A.C. 8:43I-2.9(c)	Extending the expiration date of criminal background clearance notifications issued to Certified Nurses Aides and Certified Nurses Aide candidates.
Health	Testing	Temporary Rule Waiver/Modification Concerning Collection Stations and Patient Service Centers June 5, 2020	N.J.A.C. 8:44-2.14 and 45-1.3	Allowing New Jersey licensed clinical laboratories may open affiliated collection stations to collect specimens for COVID-19 testing without completing the collection station licensing process or payin the required fee.
Health	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver, Modification, and Suspension Concerning Continuing Education October 4, 2021	N.J.A.C. 8:7-1.11, -1.12, -1.13, and -1.17	Waiving the continuing education requirements for licensed active health officers and registered environmental health specialist if they satisfy all other licensure requirements.
Health	Testing	Executive Directive 20-003 March 19, 2020		Authorization for Members of the Healthcare Provider Community to Conduct COVID-19 Testing through Swabbing.
Health	Licensure, Certifications, Training, or Reciprocity	Executive Directive 20-004 March 27, 2020		Authorization for Long-Term Care Facilities to Hire Out-of-State Certified Nurse Aides.
Health	Licensure, Certifications, Training, or Reciprocity	Executive Directive 20-005 March 31, 2020		Authorization for Assisted Living Facilities, Assisted Living Programs and Comprehensive Personal Care Homes to Hire Out-of-State Certified Nurse Aides.

Health	Resource Allocation	Executive Directive 20-006 Revised December 16, 2020		Implementation of Allocation Policies.
Health	Resource Allocation	Allocation Policy		Policy setting forth Allocation of Critical Care Resources During a Public Health Emergency
Health	Capacity	Executive Directive 20-007 April 11, 2020		Authorization for New Jersey's Level I Trauma Centers to Coordinate Regional Efforts Related to COVID-19 Surge Planning & Expanding Hospital Bed Capacity.
Health	Respiratory Equipment	Executive Directive 20-008 April 14, 2020		Authorization for Health Care Facilities to Add Ventilator Beds.
Health	Health Provider Registry	Executive Directive 20-011 April 28, 2020		Establishment of the Emergency Health Care Provider Registry.
Health	Testing	Executive Directive 20-012 May 12, 2020		Issuance of Standing Order for COVID-19 Testing.
Health	Testing	Standing Order for COVID-19 Testing Control No. 2020-01 May 12, 2020		Provides for a standing order allowing individuals to undergo testing for SARS-COV-2, the virus that causes COVID-19, without a prescription, subject to the terms of such standing order.
Health	Elective and Invasive Procedures	Executive Directive 20-016 Revised June 16, 2021		COVID-19 Protocols for Ambulatory Surgery Centers Resuming Elective Surgery and Invasive Diagnostic Procedures.
Health	Elective and Invasive Procedures	Executive Directive 20-018 Revised June 16, 2021		COVID-19 Protocols for Hospitals Resuming Elective Surgery and Invasive Diagnostic Procedures.
Health	Visitation, Admission, Support Person Protocols	Executive Directive 20-020 Revised October 21, 2020		Support Persons in Labor and Delivery Settings.
Health	PPE	Executive Directive 20-027 August 24, 2020		Hospital Personal Protective Equipment Stockpiles
Health	Testing	Executive Directive 20-033 November 30, 2020		Point of Care Testing at Long-Term Care Facilities
Health	Testing	Executive Directive 20-034 December 2, 2020		Standing Order for Testing at Long-Term Care Facilities
Health	Testing	Standing Order for COVID-19 Testing as to Long-Term Care Facilities Control No. 2020-02		Authorizes residents, staff, and visitors of a nursing home, assisted living residence, dementia care home, comprehensive personal care home, and residential health care facility licensed pursuant to P.L. 1971, c. 136 (N.J.S.A. 26:2H-1 et seq.); and state Developmental Centers as listed in N.J.S.A. 30:1-7 (collectively, "covered facilities") to undergo testing for SARS-COV-2, the virus that causes COVID-19, without a prescription, subject to the terms of the standing order.
Health	Vaccinations	Executive Directive 20-035 Revised December 15, 2020		New Jersey Vaccine Education and Prioritization Plan Pursuant to N.J.S.A. 26:13-23; New Jersey Interim COVID-19 Vaccination Plan v.2
Health	Vaccinations	Executive Directive 20-037 Revised June 16, 2021		Authorization for Members of the Healthcare Provider Community to Conduct COVID-19 Vaccination Administration.
Health	Vaccinations	Executive Directive 21-002 April 14, 2021		Authorization for General Hospitals and Ambulatory Care Facilities Licensed for Primary Care to Conduct COVID-19 Vaccination Administration Outside of the Licensed Site.
Health	Restrictions	Executive Directive 21-005 May 28, 2021		Rescinding Executive Directives and Lifting Certain COVID-19 Restrictions; Updated Guidance for: Indoor Dining; Pools and Aquatic Facilities; High Touch Amusements; Body Art and Tanning Facilities; Gyms and Fitness Centers.
Health	Visitation, Admission, Support Person Protocols	Executive Directive 21-006 June 15, 2021		Expansion of Attendance at Programs of All-Inclusive Care for the Elderly.
Health	Resumption of Services at Health Care Facilities	Executive Directive 21-007 Revised June 14, 2021		COVID-19 Related Health and Safety Requirements for the Reopening of New Jersey Adult Day Health Services Facilities.
Health	Data Reporting	Executive Directive 21-009 July 26, 2021		Expanded Access to COVID-19 NJIIS Reports for LINC'S Agencies and Local Health Departments.

Health	Visitation, Admission, Support Person Protocols	Emergency Conditional Curtailment of Admissions Order April 13, 2020		Ordering the immediate curtailment admissions for any health care facility unable to effectively cohort its residents in accordance with the minimum requirements set forth therein.
Health	Visitation, Admission, Support Person Protocols	Memorandum Regarding Support Person(s) for a Patient with a Disability May 12, 2020		Requiring hospitals to allow a designated support person to be with the disabled patient, in both the emergency room and during hospitalization, regardless of the reason for the hospitalization, for patients for whom a support person has been determined to be medically necessary.
Health	Licensure, Certifications, Training, or Reciprocity	Memorandum Regarding Temporary Feeding Assistant Training May 21, 2020		Recognizing a one-hour online training course developed by the American Health Care Association and the National Center for Assisted Living for temporary feeding assistants to meet the training requirements.
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		BLS Crewmember Requirements
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		MICU Crewmember Requirements
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		SCTU Crewmember Requirements
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		ALS Triage to Home
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		BLS Triage to Home
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		Expired EMT Re-Entry
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		Expired Paramedic Re-Entry
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		Recertification of Inactive Paramedics
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		EMT Reciprocity
Health	Licensure, Certifications, Training, or Reciprocity	EMS Waiver		MAV and BLS Ambulance Service PPE Requirements
Health	Mitigation Protocols	Executive Directive 21-003 April 28, 2021		Youth Camp Requirements
Health	Mitigation Protocols	Guidance June 9, 2021		Youth Summer Camp Guidance
Health	Mitigation Protocols	Executive Directive 21-004 May 26, 2021		Child Care Standards
Health	Licensure, Certifications, Training, or Reciprocity	Temporary Waiver of Requirements for Nurse Aide Certification April 29, 2020		Temporary Waiver of Requirements for Nurse Aid Certification
Health	Licensure, Certifications, Training, or Reciprocity	Executive Directive 20-002 March 17, 2020		Authorization for Paramedics to Work in Hospital Setting
Health		Executive Directive 20-009 April 16, 2020		Allows one paramedic to report to scene to assist with a death pronouncement
Housing and Mortgage Finance Agency	Counseling Services	Resolution		Expansion of the Foreclosure Mediation Assistance Program.
Human Services	Telehealth	Temporary Rule Modification and Guidance Concerning Telehealth for Various Services	N.J.A.C. 10:37A; 10:37B; 10:37E; 10:37F; 10:37J; 10:161A; 10:161B	Allows the use of telehealth for various services
Human Services	Regulatory Procedures	Temporary Rule Modification	N.J.A.C. 10:162-1.1 et seq	Waiver of certain Intoxicated Driver Program rules to provide scheduling flexibility and online classes.

Human Services	Electronic Procedures, Inspections, or Evaluations	Temporary Rule Modification	N.J.A.C. 10:167A-1.27(j)(4) and 167C-1.25(j)(3)	Waiver of regulations requiring in-person signatures to obtain prescription drugs.
Human Services	Testing	Temporary Rule Modification	N.J.A.C. 10:49-9.1, 51-1.12, 54-4.2, 58A-1.6, and 66-1.7	Waiver of co-payments for COVID testing, testing visits, and testing-related services.
Human Services	Regulatory Flexibility	Temporary Rule Modification	N.J.A.C. 10:51-1.15, -1.16, -1.19, 1.25, -2.1, 167A-1.20, and 167C-1.18	Waiver allowing early prescription refills and dispensing of 90-day supply of drugs.
Human Services	Regulatory Flexibility	Temporary Rule Modification	N.J.A.C. 10:90-6.1 et seq	Waiver of certain Emergency Assistance rules; 6-month penalty for causing your own homelessness; termination of EA after 12 months; EA service plan requirements.
Human Services	Deadlines Extensions	Temporary Rule Modification	N.J.A.C. 10:15-4.2 and -6.6	Waiver extending time period by which recipients of child care need to recertify their eligibility.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order and Waiver DCA-AO-2020-04 DCA-W-2020-07		Mortuary Science - Temporary modification permits interns registered with the State Board of Mortuary Science who are engaged in learning the practice of mortuary science under the supervision of a licensed practitioner to be present at the time of disposition in lieu of a licensed practitioner.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order and Waiver DCA-AO-2021-10 DCA-W-2021-06		Board of Cosmetology and Hairstyling – Allows the Board of Cosmetology and Hairstyling to issue temporary permits to applicants for licensure as teachers and waives the temporary permit fee. Applicants who have taken and failed the practical examination are not eligible for a temporary permit.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order and Waiver DCA-AO-2020-14 DCA-W-2020-13		Audiologists and Speech-Language Pathologists Temporary Licensees, Occupational Therapy Assistants, and Physical Therapist Assistants - Waives on site direct, face-to-face evaluations of audiologist and/or speech-language pathologist temporary licensees, on location face-to-face contact with and observation of occupational therapy assistants, and on-site supervision of physical therapist assistants. Supervision may instead be provided via electronic means.
Law and Public Safety, Division of Consumer Affairs	Vaccinations	Administrative Order DCA-AO-2021-01	N.J.A.C. 13:39-4.21	Facilitates administration of COVID vaccines. Board of Pharmacy - Permits licensed pharmacists to order and administer, and registered pharmacy interns and pharmacy externs to administer, FDA approved COVID vaccines to patients three years of age or older.
Law and Public Safety, Division of Consumer Affairs	Vaccinations	Administrative Order DCA-AO-2021-02	N.J.A.C. 13:39-4.21	Facilitates administration of COVID vaccines. Board of Pharmacy - Permits pharmacy technicians to administer childhood vaccines and related emergency medications, limited to diphenhydramine and epinephrine, to children three through seventeen years of age, and FDA approved COVID-19 vaccines to patients ages three and older. Pharmacy technicians must be under the direct supervision of a supervising pharmacist authorized to administer vaccines pursuant to N.J.A.C. 13:39-4.21.
Law and Public Safety, Division of Consumer Affairs	Vaccinations	Administrative Order DCA-AO-2021-03	N.J.A.C. 13:39-4.21	Facilitates administration of vaccines. Board of Pharmacy - Permits licensed pharmacists, registered pharmacy interns, and pharmacy externs to administer vaccines and related emergency medications, limited to diphenhydramine and epinephrine, to children three through seventeen years of age pursuant to requirements of N.J.A.C. 13:39-4.21.
Law and Public Safety, Division of Consumer Affairs	Data Reporting	Administrative Order DCA-AO-2021-04		Facilitates reporting to NJIIS. Board of Medical Examiners, Board of Nursing, Midwifery Liaison Committee, Board of Pharmacy, and Physician Assistant Advisory Committee - Requires licensed health care providers who are authorized to administer vaccines to register and report to the NJIIS when administering a vaccine for COVID-19.

Law and Public Safety, Division of Consumer Affairs	Vaccinations	Administrative Order and Waiver DCA-AO-2021-06 DCA-W-2021-02		Facilitates administration of COVID vaccines. COVID Immunization - Permits certified medical assistants to administer a COVID-19 vaccine to a patient under supervision by a health care practitioner.
Law and Public Safety, Division of Consumer Affairs	Vaccinations	Administrative Order and Waiver DCA-AO-2021-12 DCA-W-2021-07		Facilitates administration of COVID vaccines. COVID Immunization - Expands the group of "health care practitioners-in-training" who are authorized to administer a COVID-19 vaccine to a patient to include students matriculated or actively enrolled a school or training program for pharmacy, pharmacy intern, midwife, respiratory therapy, dental, podiatry, optometry, or veterinary students.
Law and Public Safety, Division of Consumer Affairs	Vaccinations	Administrative Order and Waiver DCA-AO-2021-14 DCA-W-2021-08		Facilitates administration of COVID vaccines. COVID Immunization - Expands the health care workforce available to administer COVID-19 vaccines. Midwives, veterinarians, reactivated retirees, and out-of-state licensees who practiced within the last five years are permitted to administer COVID-19 vaccines upon direction from a doctor of medicine, doctor of osteopathic medicine (D.O.), registered nurse, advanced practice nurse, physician assistant, or pharmacist.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020		Waive criminal background check as a pre-requisite of obtaining a health care practitioner certification or licensure.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Marriage and Family Therapy Examiners, Alcohol and Drug Counselor Committee		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waivers March 19, 2020 Board of Medical Examiners		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Polysomnography		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waivers March 19, 2020 Board of Nursing		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Dentistry		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Medical Examiners, Electrologists Advisory Committee		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Marriage and Family Therapy Examiners		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.

Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Ophthalmic Dispensers and Ophthalmic Technicians		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Marriage and Family Therapy Examiners, Professional Counselor Committee		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Pharmacy		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Medical Examiners, Physician Assistant Advisory Committee		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Respiratory Care		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Social Work Examiners		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Certified Psychoanalysts Advisory Committee		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Waiver March 19, 2020 Board of Psychological Examiners		Authorizes individuals licensed in other states to practice in New Jersey without a New Jersey license. Allow health care providers licensed in other states to obtain New Jersey temporary licensure and provide services to New Jersey patients either through telemedicine or in-person.
Law and Public Safety, Division of Consumer Affairs	Telehealth	Waiver DCA-W-2020-06		Waived provisions which protect patients (requiring licensee to review records before providing services and to use video components), provisions are not overly burdensome. Telehealth - Temporary waiver of telemedicine rules to allow healthcare practitioners to more easily provide care via telemedicine.

Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order DCA-AO-2020-02	<p>Authorizes individuals who have not practiced recently to obtain licensure – ongoing need for nursing services. Permits temporary re-activation of healthcare licenses that lapsed within the last 5 years.</p> <p>Allows individuals licensed in other states who practice in New Jersey without a New Jersey license (pursuant to program above) to participate in the Prescription Monitoring Program.</p> <p>CDS Registration - Temporary suspension of the requirement to hold a controlled dangerous substance registration in order to register with the Prescription Monitoring Program for healthcare professionals who receive an expedited temporary license.</p> <p>Advanced Practice Nurse (APN) - Temporary suspension of the requirement for an APN to enter into a joint protocol with a collaborating physician.</p> <p>Physician Assistant (PA) - Temporary suspension of the requirement for a PA to enter into a signed delegation agreement.</p> <p>Mortuary Science - Written signature requirements pertaining to prepaid funeral agreements and authorization to commence funeral services can be met by electronic signatures.</p>
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order and Waiver DCA-AO-2020-05 DCA-W-2020-09	Emergency Graduate License Program - Permits recent graduates of certain nursing, pharmacy, physician assistant and respiratory care schools to obtain an emergency graduate license.
Law and Public Safety, Division of Consumer Affairs	Testing	Administrative Order and Waiver DCA-AO-2020-06 DCA-W-2020-10	Facilitates testing for COVID-19. Pharmacist COVID-19 testing - Permits pharmacists in New Jersey to collect specimens to test for COVID-19 or its antibodies using tests approved by the FDA or authorized pursuant to an Emergency Use Authorization, and requires pharmacists to notify the Board of Pharmacy, maintain records consistent with Board recordkeeping requirements, and comply with certain safety precautions for testing.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order DCA-AO-2020-12 DCA-W-2020-11	Facilitates provision of needed services. Graduate Licensure Program for Mental Health Professionals - Permits recent graduates of certain social work and professional counselor schools to obtain an emergency graduate license.
Law and Public Safety, Division of Consumer Affairs	Telehealth	Administrative Order and Waiver DCA-AO-2020-15 DCA-W-2020-14	Encourages telemedicine, matches continued relaxation at federal level. Telemedicine Encounters - Administrative Order and waiver of rules to allow healthcare practitioners to utilize telemedicine encounters to meet CDS prescribing requirements and cannabis authorization requirements.
Law and Public Safety, Division of Consumer Affairs	Vaccinations	Administrative Order DCA-AO-2020-19	Facilitates administration of influenza vaccines. Pharmacy Interns and Externs - Administrative Order allowing pharmacy interns and pharmacy externs to administer influenza vaccines to patients over age 7 and under age 18 (with prescription requirements for children between ages 7 and 9), and administer all authorized vaccines, including for influenza, to eligible patients who are 18 and older.
Law and Public Safety, Division of Consumer Affairs	Office Practice and Protocols	Administrative Order DCA-AO-2021-11	Healthcare Services in Office Practices - Makes clear to health care practitioners the need to continually assess community spread of COVID-19 while balancing patients' health care needs, and clarifies that patients may be accompanied by companions as needed, including during pregnancy-related care. The Administrative Order also ensures that standards for operation of office-based practices enforced by the Division are consistent with current CDC guidance, New Jersey Department of Health guidance, and Executive Order 192 concerning workplace safety.

Law and Public Safety, Division of Consumer Affairs	Electronic Procedures, Inspections, or Evaluations	Waiver DCA-W-2020-01		Licensed Public Mover - Temporary waiver of rule to allow inspections that must be performed when providing estimates to be conducted electronically rather than in person.
Law and Public Safety, Division of Consumer Affairs	Electronic Procedures, Inspections, or Evaluations	Waiver DCA-W-2020-02		Health Care Service Firms - Temporary waiver of rule to allow plan-of-care evaluations by nursing supervisors to be completed electronically rather than in patients' homes.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Waiver DCA-W-2020-04		Healthcare professional continuing education - Temporary waiver for 16 professional boards of rules requiring continuing education to be completed in person.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order and Waiver DCA-AO-2021-09 DCA-W-2021-05		Board of Marriage and Family Therapy Examiners, Professional Counselor Examiners Committee, Alcohol and Drug Counselor Committee, Board of Creative Arts and Activities Therapies, Board of Medical Examiners, Board of Nursing, Board of Psychological Examiners, Certified Psychoanalysts Advisory Committee, and Board of Social Work Examiners - Permits some licensees to obtain continuing education hours and credits by providing volunteer services.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order and Waiver DCA-AO-2020-13 DCA-W-2020-12		Alcohol and Drug Counselor - Grants Alcohol and Drug Counselor Interns working in certain settings a CADC temporary certification, allowing them to perform telehealth and telemedicine.
Law and Public Safety, Division of Consumer Affairs	Licensure, Certifications, Training, or Reciprocity	Administrative Order and Waiver DCA-AO-2021-05 DCA-W-2021-01		Board of Cosmetology and Hairstyling – Permits temporary permit holders and vocational-technical school graduates to obtain licenses from Cosmetology Board without having passed practical examination if their supervisors/teachers submit attestation; allows applicants to obtain a second temporary permit; and waives temporary permit fee.
State	Deadlines Extensions	Temporary Rule Relaxation Concerning the Expiration of Center Designations made pursuant to the State Plan Resolution No. 2020-07 April 15, 2020	N.J.A.C. 5:85-7.21	Extending timeframes for plan endorsement expiration.
Urban Enterprise Zone Authority	Licensure, Certifications, Training, or Reciprocity	Temporary Rule Modification Concerning Business Certification for Zone Business Benefits	N.J.A.C. 5:120-2.2(b)(2)	The Administrator has granted extensions, as permitted under N.J.A.C. 5:120-2.2(b)(2), to businesses for reapplication who have been unable to supply the required information for recertification. The six-month period is set to expire for approximately thirty businesses seeking recertification, and while the public health emergency was lifted on June 4, 2021, businesses seeking recertification still require additional time to, among other things, rehire employees laid off during the pandemic or to meet their new employment requirement.

EXECUTIVE ORDER NO. 282

WHEREAS, Executive Order No. 278, declaring a State of Emergency in the counties of Atlantic, Burlington, Cape May, Cumberland, and Ocean, was issued on January 2, 2022, because of a major winter storm that arrived on that date and continued through January 3, 2022; and

WHEREAS, Executive Order No. 279, declaring a State of Emergency across all twenty-one (21) counties, was issued on January 6, 2022, because of a major winter storm that arrived on that date and continued through January 7, 2022; and

WHEREAS, the severity of the conditions necessitating the State of Emergency declarations have eased; and

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, hereby ORDER and DIRECT:

1. The States of Emergency declared pursuant to the following Orders are terminated effective 5:00 p.m., Eastern Standard Time, on January 13, 2022:

- a. Executive Order No. 278 (2022)
- b. Executive Order No. 279 (2022)

GIVEN, under my hand and seal this
13th day of January,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 283

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of three effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, P.L.2021, c.103 sought to enable the State to bring an end to its prior Public Health Emergency while still allowing for an orderly continuation of the Administration's ability to order certain public health measures relating to COVID-19, including but not limited to vaccine distribution, administration, and management, COVID-19 testing, health resource and personnel allocation, data collection, and implementation of recommendations of the Centers for Disease

Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings; and

WHEREAS, P.L.2021, c.103 explicitly maintained the State of Emergency declared in Executive Order No. 103 (2020), and stated it would in no way diminish, limit, or impair the powers of the Governor to respond to any of the threats presented by COVID-19 pursuant to the Disaster Control Act; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, Executive Order No. 252, issued August 6, 2021, requires all covered health care and high-risk congregate settings to maintain a policy that requires all covered workers to either provide adequate proof to the health care and high-risk congregate settings that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning September 7, 2021; and

WHEREAS, the Department of Health ("DOH") issued Executive Directive 21-001 (October 7, 2021), establishing reporting protocol and extending the requirements of Executive Order No. 252 (2021) to group homes and psychiatric community homes licensed by the Department of Children and Families ("DCF"); and

WHEREAS, as the CDC has recognized, viruses can change through mutation and mutations can result in new variants of the virus, and these variants can have meaningfully distinct impacts from the original virus; and

WHEREAS, as the CDC has recognized, some variants spread more easily and quickly than other variants of the same virus, which may lead to more cases of COVID-19, increased strain on healthcare resources, more hospitalizations, and more deaths; and

WHEREAS, new variants are classified based on how easily the variant spreads, how severe its symptoms are, how it responds to treatments, and how well vaccines protect against the variant; and

WHEREAS, since Executive Order No. 244 (2021) took effect, the CDC has reported that new variants of concern of COVID-19 have been identified in the United States, particularly the B.1.617.2 ("Delta") variant and most recently the B.1.1.529 ("Omicron") variant; and

WHEREAS, although New Jersey was able to end the prior Public Health Emergency on account of the effectiveness of vaccines in reducing transmissibility of COVID-19, the Omicron variant appears to spread more easily than other variants, including Delta; early evidence suggests people who have received a primary series of a COVID-19 vaccine but have not yet received the recommended booster shot are more likely to become infected with this variant than prior variants and to be able to spread the virus to others; and some monoclonal antibody treatments may not be as effective against infection with the Omicron variant; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., in the State of New Jersey due to the surge of cases and hospitalizations tied to the new variants of COVID-19; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 281, extending various orders, including Executive Order No. 252 (2021), to ensure the State continues to have the necessary resources in place to respond to the new variants of COVID-19; and

WHEREAS, because vaccines are effective at preventing severe illness, hospitalizations, and death, including from the Omicron variant, the CDC has noted that the recent emergence of this variant emphasizes the importance of vaccination and boosters; and

WHEREAS, according to the CDC, studies show after getting the primary series of a COVID-19 vaccine, protection against the virus and the ability to prevent infection may decrease over time, in particularly due to changes in variants; and

WHEREAS, although the COVID-19 vaccines remain effective in preventing severe disease, recent data suggests their effectiveness at preventing infection or severe illness wanes over time; and

WHEREAS, the CDC has reported that vaccinated people who receive a COVID-19 booster are likely to have a stronger protection against contracting and transmitting COVID-19, particularly the Omicron variant, and stronger protection against serious illness, including hospitalizations and death; and

WHEREAS, the CDC has advised that expedient and additional public health action is necessary to prevent severe impacts on the health of individuals and the health care system due to the rapid spread of the Omicron variant; and

WHEREAS, the CDC has confirmed that the rapid increase of infections is due to the increased transmissibility of the Omicron variant and its increased ability to evade immunity conferred by past infection or vaccination; and

WHEREAS, the State has thus far administered approximately 13.2 million doses of COVID-19 vaccines, with over 7.4 million New Jerseyans having received at least one dose of a vaccine and over 6.5 million having received the primary series of a vaccine; and

WHEREAS, as of December 2021, according to the data provided by licensees to the State, about 88 percent of health care workers, 87 percent of long-term care workers, and 73 percent of workers in high-risk congregate settings licensed by the Department of Human Services and DCF that are subject to Executive Order No. 252 (2021) and DOH Executive Directive 21-001 (October 7, 2021) have received their primary series of the COVID-19 vaccination; and

WHEREAS, as of January 18, 2022, only 48 percent of eligible individuals statewide have received their booster shot; and

WHEREAS, while over 75 percent of people in the State have received the primary series of a COVID-19 vaccine, the booster rates remain significantly lower and additional steps are necessary to ensure continued vaccinations, especially boosters, of individuals to protect against spread of COVID-19; and

WHEREAS, on July 6, 2021, the U.S. Department of Justice, Office of Legal Counsel issued an opinion concluding that Section 564 of the Food, Drug, and Cosmetic Act, 21 U.S.C. § 360bbb-3 does not prohibit public or private entities from imposing vaccination requirements while vaccinations are only available pursuant to Emergency Use Authorization ("EUA"); and

WHEREAS, on November 5, 2021, the federal Centers for Medicare & Medicaid Services ("CMS") issued the Omnibus COVID-19 Health Care Staff Vaccination Interim Final Rule (CMS-3415-IFC) ("CMS Rule"), which was upheld by the United States Supreme Court on January 13, 2022, requiring most Medicare and Medicaid-certified providers' and suppliers' staff to be vaccinated against COVID-19 in order to participate in the Medicare and Medicaid programs; and

WHEREAS, in order to comply with the CMS rule, providers in New Jersey subject to the rule must require their staff to have received their first dose of the vaccine by January 27, 2022 and all doses to complete a primary series of the vaccine by February 28, 2022; and

WHEREAS, waning immunity among health care workers increases their susceptibility to the virus and can place further strain on the State's health care workforce, threatening the State's ability to provide critical care to individuals; and

WHEREAS, it is necessary to rapidly increase the number of health care workers who are up to date with their COVID-19 vaccinations; and

WHEREAS, the CDC has repeatedly emphasized the importance of heightened mitigation protocols in certain congregate and health care settings because of the significant risk of spread and vulnerability of the populations served; and

WHEREAS, requiring workers in those congregate and health care settings to be up to date with their COVID-19 vaccinations can help prevent outbreaks and reduce transmission to vulnerable individuals who may be at a higher risk of severe disease; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. 26:13-1 et seq., N.J.S.A. App. A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. Covered health care settings subject to the CMS rule must maintain a policy that requires covered workers to provide adequate proof that they are up to date with their COVID-19 vaccinations according to the following schedule:

- a. Unvaccinated covered workers must obtain their first dose of the primary series of a COVID-19 vaccination by January 27, 2022; and
- b. All covered workers must provide adequate proof that they are up to date with their COVID-19 vaccination by February 28, 2022; provided however, that as to having received a booster dose, covered workers must provide adequate proof that they are up to date with their COVID-19 vaccinations by February 28, 2022, or

within 3 weeks of becoming eligible for a booster dose, whichever is later.

2. Covered health care settings not subject to the CMS rule and covered high-risk congregate settings must maintain a policy that requires covered workers to provide adequate proof that they are up to date with their COVID-19 vaccinations according to the following schedule:

- a. Unvaccinated covered workers must obtain their first dose of the primary series of a COVID-19 vaccination by February 16, 2022; and
- b. All covered workers must provide adequate proof that they are up to date with their COVID-19 vaccination by March 30, 2022; provided however, that as to having received a booster dose, covered workers must provide adequate proof that they are up to date with their COVID-19 vaccinations by March 30, 2022, or within 3 weeks of becoming eligible for a booster dose, whichever is later.

3. The policies adopted by covered health care settings and covered high-risk congregate settings (collectively "covered settings") pursuant to this Order must require covered workers currently submitting to COVID-19 testing pursuant to Executive Order No. 252 (2021) to continue undergoing once or twice weekly testing until they submit adequate proof that they are up to date with their vaccination pursuant to the schedules set forth in paragraphs 1 and 2 of this Order.

4. The policies adopted by covered settings pursuant to this Order must include a disciplinary process for covered workers' noncompliance, which may include termination of employment.

5. Covered workers may demonstrate adequate proof they are up to date with their COVID-19 vaccinations by presenting the following documents if they list COVID-19 vaccines authorized for EUA in the

United States and/or the World Health Organization ("WHO"), along with an administration date for each dose:

- a. The CDC COVID-19 Vaccination Card issued to the vaccine recipient by the vaccination site, or an electronic or physical copy of the same;
- b. Official record from the New Jersey Immunization Information System (NJIIS) or other State immunization registry;
- c. A record from a health care provider's portal/medical record system on official letterhead signed by a licensed physician, nurse practitioner, physician's assistant, registered nurse or pharmacist;
- d. A military immunization or health record from the United States Armed Forces; or
- e. A Docket mobile phone application record or any state specific application that produces a digital health record.

Covered settings collecting vaccination information from covered workers must comport with all federal and state laws, including but not limited to the Americans with Disabilities Act, that regulate the collection and storage of that information.

6. For purposes of this Order, consistent with the definition provided by Executive Order No. 252 (2021) and DOH Executive Directive 21-001 (October 7, 2021), covered settings shall be defined as follows: "Health care settings" shall include acute, pediatric, inpatient rehabilitation, and psychiatric hospitals, including specialty hospitals, and ambulatory surgical centers; long-term care facilities; intermediate care facilities; residential detox, short-term, and long-term residential substance abuse disorder treatment facilities; clinic-based settings like ambulatory care, urgent care clinics, dialysis centers, Federally Qualified Health Centers, family planning sites, and Opioid Treatment Programs; community-based

healthcare settings including Program of All-inclusive Care for the Elderly, pediatric and adult medical day care programs, and licensed home health agencies and registered health care service firms operating within the State. "High-risk congregate settings" include State and county correctional facilities; all congregate care settings operated by the Juvenile Justice Commission, which includes secure care facilities and residential community homes; licensed community residences for individuals with individuals with intellectual and developmental disabilities ("IDD") and traumatic brain injury ("TBI"); licensed community residences for adults with mental illness; certified day programs for individuals with IDD and TBI, and group homes and psychiatric community homes licensed by DCF.

7. For purposes of this Order, consistent with the definition provided by Executive Order No. 252 (2021), "covered workers" shall include employees, both full- and part-time, contractors, and other individuals working in covered settings, including individuals providing operational or custodial services or administrative support.

8. For purposes of this Order, a covered worker shall be considered "up to date with their COVID-19 vaccinations" if they have received a primary series, which consists of either a 2-dose series of an mRNA COVID-19 vaccine or a single dose COVID-19 vaccine, and any booster doses for which they are eligible as recommended by the CDC. Covered workers will only be considered up to date with their vaccinations where they have received a COVID-19 vaccine that is currently authorized for emergency use by the U.S. Food and Drug Administration (FDA) or the WHO, or that are approved for use by the same. Covered workers who are not up to date with their vaccinations, or for whom vaccination status is unknown or who have not provided sufficient proof of documentation, must be considered noncompliant for purposes of this Order.

9. Nothing in this Order shall prevent a covered setting from instituting a vaccination policy that includes additional or stricter requirements, so long as such policy comports with the minimum requirements of this Order.

10. The policies adopted by covered settings pursuant to this Order must provide appropriate accommodations, to the extent required by federal and/or state law, for employees who request and receive an exemption from vaccination because of a disability, medical condition, or sincerely held religious belief, practice, or observance. The policies adopted by covered settings pursuant to this Order must require covered workers that receive an exemption pursuant to this paragraph to continue weekly or twice weekly testing as required by Executive Order No. 252 (2021).

11. The Commissioner of DOH is hereby authorized to issue a directive supplementing the requirements outlined in this Order, which may include, but not be limited to, any requirements for reporting vaccination data to the DOH. Action taken by the Commissioner of DOH pursuant to this Order shall not be subject to the requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

12. Any provision of Executive Order No. 252 (2021) that is inconsistent with this Order is superseded.

13. The State Director of Emergency Management, who is the Superintendent of State Police, shall have the discretion to make additions, amendments, clarifications, exceptions, and exclusions to the terms of this Order.

14. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully in all matters concerning this

Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

15. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

16. Penalties for violations of this Order may be imposed under, among other statutes, N.J.S.A. App. A:9-49 and -50.

17. This Order shall take effect immediately and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this
19th day of January,
Two Thousand and Twenty-two,
and of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 284

WHEREAS, it is important that public health, safety, and the environment be protected from chemical hazards; and

WHEREAS, public knowledge and access to information on chemicals at individual facilities, their uses, and releases into the environment can help improve chemical safety and protect public health and the environment; and

WHEREAS, Executive Order No. 161 (1987) established the State Emergency Response Commission ("SERC") and authorized the SERC to perform all duties and acts prescribed by the "Superfund Amendments and Reauthorization Act of 1986," commonly known as the Emergency Planning and Community Right-to-Know Act ("EPCRA"), 42 U.S.C. §§ 11001-11050, which provides for public access to certain information relevant to chemical hazards; and

WHEREAS, Executive Order No. 161 (1987) provided that, in designating emergency planning districts, the SERC would utilize existing political subdivisions consistent with the provisions of N.J.S.A. App. A:9-30 et seq.; and

WHEREAS, sharing services across counties and municipalities can reduce costs and improve service delivery; and

WHEREAS, the EPCRA requires that members of a local emergency planning committee ("LEPC") be appointed for each emergency planning district; and

WHEREAS, terrorist attacks and other significant events, both domestic and foreign, have occurred since Executive Order No. 161 (1987) was issued, requiring counter-terrorism and preparedness efforts to enhance the public's safety, which can be seen through the creation of the Domestic Security Preparedness Task Force and the Office of Homeland Security and Preparedness ("OHSP"); and

WHEREAS, Executive Order No. 21 (2002) provides that the following documents "shall not be subject to public inspection, copying or examination": "Any government record where the inspection, examination or copying of that record would substantially interfere with the State's

ability to protect and defend the State and its citizens against acts of sabotage or terrorism, or which, if disclosed, would materially increase the risk or consequences of potential acts of sabotage or terrorism"; and

WHEREAS, information in certain documents referenced in 42 U.S.C. § 11044(a) ("11044 documents") may contain emergency and security information and procedures for buildings and facilities, that, if made widely available to the public, would jeopardize the security of such buildings and facilities; and

WHEREAS, it is possible to strike a balance between the public access requirements under EPCRA and the need to safeguard against security threats; and

WHEREAS, EPCRA requires each LEPC to make 11044 documents available to the general public during normal business hours at the location or locations designated by certain public officials; and

WHEREAS, amendments and clarifications to Executive Order No. 161 (1987) are warranted to better protect public health, safety, and the environment;

Now, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The SERC shall consist of at least nine members: including the Attorney General; the Adjutant General of the Department of Military and Veterans Affairs; the Commissioner of the Department of Community Affairs; the Commissioner of the Department of Environmental Protection; the Commissioner of the Department of Transportation; the President of the Board of Public Utilities; the Commissioner of the Department of Health; the Superintendent of the New Jersey State Police who also serves as the State Director of Emergency Management; and the Director of the OHSP. All members of the SERC shall serve ex officio and may identify a designee to participate on their behalf. The Governor may, as determined to be appropriate, appoint additional members to the SERC,

who shall serve at the pleasure of the Governor, without compensation. Paragraph 2 of Executive Order No. 161 (1987) is superseded to the extent inconsistent with this Order.

2. The SERC is authorized to call upon any department, office, division, or agency of the State to supply the SERC with information and other assistance available to such department, office, division, or agency as the SERC deems necessary to discharge its duties under federal law, Executive Order No. 161 (1987), and this Order. Each department, office, division, or agency is hereby required, to the extent not inconsistent with law, to cooperate fully with the SERC and to furnish such assistance on as timely a basis as is necessary to fulfill the SERC's duties.

3. The SERC is authorized to designate and revise its designations of emergency planning districts, as contemplated by Executive Order No. 161 (1987), utilizing as the basis for its designations one or more of the following political subdivisions: municipalities, multiple municipalities that have entered into a mutual aid agreement, counties, or multiple counties that have entered into a mutual aid agreement. Paragraph 4 of Executive Order No. 161 (1987) is hereby superseded to the extent inconsistent with this Paragraph.

4. The LEPC for each planning district shall include, at a minimum, representatives from each of the following groups or organizations: elected county or municipal officials, as appropriate; law enforcement, civil defense, firefighting, first aid, health, local environmental, hospital, and transportation personnel; broadcast and print media; community groups; and owners and operators of facilities subject to EPCRA. Members of LEPCs shall be designated in the first instance as follows:

- a. Municipalities. For each municipality designated as an emergency planning district, the mayor or chief executive officer of the municipality shall be

responsible for appointing and removing members to the municipality's LEPC;

- b. Multiple-Municipalities. For multiple municipalities designated as an emergency planning district, the multiple mayors or chief executive officers of the municipalities for those municipalities shall be responsible for appointing and removing members to the municipalities' LEPC;
- c. Counties. For each county designated as an emergency planning district, the county emergency management coordinator (appointed pursuant to N.J.S.A. App. A:9-42.1) shall, subject to any required governing body's approval, be responsible for appointing and removing members to the county's LEPC; and
- d. Multiple-Counties. For multiple counties designated as an emergency planning district, the multiple county emergency management coordinators for those counties shall, subject to any required governing bodies' approvals, be responsible for appointing and removing members to the counties' LEPC.

In the event of a vacancy on a LEPC, the authority or authorities identified in paragraph 4 (a) - (d) above shall appoint a replacement. If any member of a LEPC fails to fulfill their duties, or the LEPC fails to comply with any of its duties, the authority or authorities identified in paragraph 4 (a) - (d) above shall remove the member(s) from the LEPC and appoint one or more new members to fill the vacancy(ies). In the event that a vacancy remains unfilled for 90 days by the authority or authorities identified in paragraph 4 (a) - (d), the SERC is authorized to appoint a replacement. Similarly, if the appointing authority fails to act within an appropriate time to remove a member that fails to fulfill their duties, and appoint a replacement, the SERC is authorized to remove the member and/or appoint a replacement.

5. Each LEPC shall:
 - a. Draft an emergency response plan ("ERP") that complies with the requirements set forth in 42 U.S.C. § 11003(c), and update the ERP once per year or more frequently if circumstances in the community change;
 - b. Submit a copy of the ERP, and each amendment thereto, to the SERC;
 - c. Make the ERP and other 11044 documents available to the general public in a reading room during normal business hours or through another secure method as may be prescribed by the SERC in the future. The LEPC must establish procedures for receiving and processing requests for these documents and designate an official to serve as the coordinator for information. The SERC may provide advice and assistance to LEPCs regarding public access to these documents;
 - d. Annually publish a notice in a local newspaper or maintain a webpage providing the procedures that members of the public may utilize to review or request documents under EPCRA;
 - e. Designate a chairperson;
 - f. Establish rules by which the committee shall function. Such rules shall include provisions for public notification of committee activities, public meetings to discuss the ERP, public comments, response to such comments by the committee, and access to the ERP. Such public meetings shall be subject to the Open Public Meetings Act, N.J.S.A. 10:4-6 to -21; and
 - g. Evaluate and make recommendations regarding the need for resources necessary to develop, implement, and exercise the ERP.

6. The immunities provided to members of the LEPC under N.J.S.A. 2A:62A-15 shall continue.

7. Municipalities and counties shall cooperate with and provide information to the LEPCs as necessary to accomplish the purpose of EPCRA, and this Order.

8. The SERC may establish a procedure for LEPCs to apply for homeland security exemptions for one or more portions of their ERP or the other 11044 documents in their possession from the public's right of access under EPCRA. The OHSP shall be responsible for reviewing requests for homeland security exemptions and providing a recommendation to the SERC.

9. Nothing in this Order shall be construed to create a private right of action to enforce the requirements outlined herein.

10. This Order shall take effect immediately.

GIVEN, under my hand and seal this
20th day of January,
Two Thousand and Twenty-two, and
of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 285

WHEREAS, beginning in the evening on Friday, January 28, 2022, and continuing through the evening on Saturday, January 29, 2022, the State of New Jersey is forecasted to experience a potentially severe winter storm causing hazardous weather conditions including strong precipitation, high winds, a risk of coastal flooding, and total snow accumulations of 2 to 18 inches throughout the State, with the heaviest impacts expected in coastal New Jersey; and

WHEREAS, the National Weather Service has issued a Blizzard Warning for much of coastal New Jersey, with multiple contiguous inland counties subject to a Winter Storm Warning; and

WHEREAS, statewide snow accumulations may range between 2 and 18 inches, with snow accumulations of 6 to 8 inches expected along the I-95 transportation corridor from Friday evening until Saturday evening, plus snow accumulations in the range of 12 to 18 inches in central and southern coastal regions, creating dangerous road conditions that may make travel difficult to impossible; and

WHEREAS, wind gusts of 35 to 50 miles per hour are expected throughout the State and may cause downed power lines and trees, resulting in power outages, and could impede the normal operation of public and private entities; and

WHEREAS, a Friday and Saturday high tide increases this storm's risk for coastal flooding; and

WHEREAS, these serious weather conditions may make it difficult or impossible for citizens to obtain the necessities of life, as well as essential services such as police, fire, and first aid; and

WHEREAS, this impending winter storm constitutes an imminent hazard that threatens and presently endangers the health, safety, and resources of the residents of the State; and

WHEREAS, this situation may become too large in scope to be handled in its entirety by the normal county and municipal operating services in some parts of this State, and this situation may spread to other parts of the State; and

WHEREAS, as part of the State's response to this winter storm, the Commissioner of the New Jersey Department of Transportation (the "Commissioner") will issue an Administrative Order(s) regarding commercial vehicle travel restrictions pursuant to N.J.S.A. 27:1A-5, N.J.S.A. 27:3A-3, and N.J.S.A. 39:4-8.3; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App. A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety, and welfare of the people of the State of New Jersey DO DECLARE and PROCLAIM that a State of Emergency exists throughout the State of New Jersey, effective at 5:00 p.m. on January 28, 2022; and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of State Police, to implement the State Emergency Operations Plan and to direct the activation of county and municipal emergency operations plans, as necessary, and to coordinate the recovery effort from this emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower, in accordance with N.J.S.A. App. A:9-33, et seq., as supplemented and amended, the State Director of Emergency Management, who is the Superintendent of State Police, through the police agencies under his control, and with consideration of any Administrative Order issued by the Commissioner, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic and to prevent ingress or egress from any area that, in the

State Director's discretion, is deemed necessary for the protection of the health, safety, and welfare of the public, and to remove parked or abandoned vehicles from such roadways as conditions warrant.

3. I authorize and empower the Attorney General, pursuant to the provisions of N.J.S.A. 39:4-213, acting through the Superintendent of State Police, and with consideration of any Administrative Order issued by the Commissioner, to determine and control the direction of the flow of vehicular traffic on any State or interstate highway, municipal or county road, and any access road, including the right to detour, reroute, or divert any or all traffic, to prevent ingress or egress, and to determine the type of vehicle or vehicles to be operated on such roadways. I further authorize all law enforcement officers to enforce any such order of the Attorney General or Superintendent of State Police within their respective municipalities.

4. I authorize and empower the State Director of Emergency Management to order the evacuation of all persons, except for those emergency and governmental personnel whose presence the State Director deems necessary, from any area where their continued presence would present a danger to their health, safety, or welfare because of the conditions created by this emergency.

5. I authorize and empower the State Director of Emergency Management to utilize all facilities owned, rented, operated, and maintained by the State of New Jersey to house and shelter persons who may need to be evacuated from a residence, dwelling, building, structure, or vehicle during the course of this emergency.

6. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the

duration of this Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

7. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

8. In accordance with the N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this Emergency.

9. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

10. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of

Emergency.

11. In accordance with N.J.S.A. App. A:9-34, N.J.S.A. App. A:9-40.6, and N.J.S.A. 40A:14-156.4, no municipality or public or semipublic agency shall send public works, fire, police, emergency medical, or other personnel or equipment into any non-contiguous disaster-stricken municipality within this State, nor to any disaster-stricken municipality outside this State, unless and until such aid has been directed by the county emergency management coordinator or their deputies in consultation with the State Director of Emergency Management.

12. This Order shall take effect at 5:00 p.m. on Friday, January 28, 2022, and shall remain in effect until such time as it is determined by me that an Emergency no longer exists.

GIVEN, under my hand and seal this
28th day of January,
Two Thousand and Twenty-two,
and of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 286

WHEREAS, Executive Order No. 285, declaring a State of Emergency, was issued on January 28, 2022, because of a major winter storm that arrived on that date and continued through January 29, 2022; and

WHEREAS, the severity of the conditions necessitating the State of Emergency declaration has eased; and

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and the Statutes of this State, hereby ORDER and DIRECT:

1. The State of Emergency declared pursuant to Executive Order No. 285 is terminated effective 5:00 p.m., Eastern Standard Time, on February 4, 2022.

GIVEN, under my hand and seal this
4th day of February,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy
Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 287

WHEREAS, Judge Barbara A. Curran, a dedicated public servant and pioneer in her field, was born on August 26, 1940 in New York City, and raised in New York and New Jersey; and

WHEREAS, Judge Curran spent her life in service of the people of New Jersey, becoming the first woman to serve as a principal in all three branches of State government, as she served in the State Legislature, as a member of the Governor's Cabinet, and as a Judge of the Superior Court; and

WHEREAS, Judge Curran earned her Bachelor of Arts degree from Saint Mary-of-the-Woods College, a Master of Arts degree from Syracuse University, and her Juris Doctor from Seton Hall University School of Law; and

WHEREAS, Judge Curran worked as an editor of the Rahway News Record and the Clark Patriot; and

WHEREAS, Judge Curran served as Republican State Chairman Nelson Gross's assistant during William Cahill's successful bid for Governor in 1969; and

WHEREAS, Judge Curran was named the first woman Executive Director of the New Jersey Republican State Committee; and

WHEREAS, Judge Curran was elected to represent District 24 in the New Jersey State Assembly in 1973 and was re-elected to the State Assembly in 1975 and 1977; and

WHEREAS, Judge Curran was appointed to the New Jersey Board of Public Utilities by Governor Brendan Byrne, and was elevated to President of the Board of Public Utilities during Governor Thomas Kean's administration, placing her in Governor Kean's Cabinet; and

WHEREAS, Judge Curran was nominated to be a Judge of the Superior Court by Governor Jim Florio in 1992, and, after confirmation, served on the bench until her retirement in 2000; and

WHEREAS, Judge Curran remained dedicated to public service, serving as general counsel to the No Greater Sacrifice Foundation, a non-profit organization that provided scholarships to the children of fallen and wounded veterans; and

WHEREAS, Judge Curran shattered many glass ceilings throughout her career, inspiring young women across New Jersey, and advancing the interests of others, all while raising her beloved daughter Katie as a single mother; and

WHEREAS, Judge Curran's shining example will be greatly missed by all who knew her, including her family, friends, and countless colleagues across New Jersey; and

WHEREAS, it is with great sorrow that we mourn the passing of Judge Curran, and extend our deepest sympathy to her family, friends, and colleagues; and

WHEREAS, it is proper that we recognize such an inspirational and trailblazing individual, and mark the passing of Judge Curran;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours until sunset on Thursday, February 10, 2022, in recognition and mourning of a dedicated public servant, Judge Barbara A. Curran.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
9th day of February,
Two Thousand and Twenty-two, and
of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 288

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, and the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of three effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, P.L.2021, c.103 sought to enable the State to bring an end to its prior Public Health Emergency while still allowing for an orderly continuation of the Administration's ability to order certain public health measures relating to COVID-19, including but not limited to vaccine distribution, administration, and management, COVID-19 testing, health resource and personnel allocation, data collection, and implementation of recommendations of the Centers for Disease

Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings; and

WHEREAS, P.L.2021, c.103 explicitly maintained the State of Emergency declared in Executive Order No. 103 (2020), and stated it would in no way diminish, limit, or impair the powers of the Governor to respond to any of the threats presented by COVID-19 pursuant to the Disaster Control Act; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, as the CDC has recognized, viruses can change through mutation and mutations can result in a new variant of the virus, and these variants can have meaningfully distinct impacts from the original virus; and

WHEREAS, as the CDC has recognized, some variants spread more easily and quickly than other variants of the same virus, which may lead to more cases of COVID-19, increased strain on healthcare resources, more hospitalizations, and more deaths; and

WHEREAS, new variants are classified based on how easily the variant spreads, how severe its symptoms are, how it responds to treatments, and how well vaccines protect against the variant; and

WHEREAS, since Executive Order No. 244 (2021) took effect, the CDC has reported that new variants of concern of COVID-19 have been identified in the United States, particularly the B.1.617.2 ("Delta") variant and most recently the B1.1.529 ("Omicron") variant; and

WHEREAS, although New Jersey was able to end the prior Public Health Emergency on account of the effectiveness of vaccines in reducing transmissibility of COVID-19, the Omicron variant appears to spread more easily than other variants, including Delta; early evidence suggests people who have received a primary series of a

COVID-19 vaccine but have not yet received the recommended booster shot are more likely to become infected with this variant than prior variants and to be able to spread the virus to others; and some monoclonal antibody treatments may not be as effective against infection with the Omicron variant; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., in the State of New Jersey due to the surge of cases and hospitalizations tied to the new variants of COVID-19; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 281, extending various orders, including Executive Order No. 252 (2021), to ensure the State continues to have the necessary resources in place to respond to the new variants of COVID-19; and

WHEREAS, on January 19, 2022, I issued Executive Order No. 283, requiring all covered health care and high-risk congregate settings to maintain a policy that requires all covered workers to provide adequate proof to the health care and high-risk congregate settings that they have are up to date with their COVID-19 vaccinations, including any booster shots for which they are eligible; and

WHEREAS, N.J.S.A. 26:13-3(b) establishes that a Public Health Emergency declared by the Governor shall automatically terminate after 30 days, unless renewed for an additional 30 days through a declaration of the Governor; and

WHEREAS, after the first confirmed case of the Omicron variant was identified in New Jersey on December 3, 2021, COVID-19 cases started to significantly and rapidly increase again; and

WHEREAS, for the first time since April 2020, the COVID-19 Activity Level reached the "Very High" score throughout the entire State the week of January 1, 2022; and

WHEREAS, as of January 10, 2022, due to the increased prevalence of the Omicron variant, there were 6,075 adult and 86 pediatric hospitalizations related to COVID-19, and within that week there were over 229,000 new cases, by far the highest number of new cases ever and the highest number of hospitalizations since the start of the pandemic, with 419 new confirmed deaths reported within that week; and

WHEREAS, as these numbers demonstrate, the spread of the Omicron variant has led to the highest number of cases in New Jersey ever, and has also led to a drastic increase in hospitalizations, increased risk to health and safety of health care workers, and staffing shortages; and

WHEREAS, as the State has taken significant emergency measures in the last month in response to the Omicron variant, there has been a decrease in the rate of reported new cases of COVID-19 in New Jersey, in the total number of individuals being admitted to hospitals for COVID-19, and in the rate of reproduction for COVID-19 infections in New Jersey; and

WHEREAS, the fact that the spread of COVID-19 has slowed over the last 30 days does not in any way suggest that the ongoing Public Health Emergency has dissipated, because absent mitigation measures, particularly increased rates of vaccinations and COVID-19 testing, public health experts anticipate that the spread of COVID-19 may again significantly increase; and

WHEREAS, since the Public Health Emergency was declared on January 11, 2022, at which time there were over 1,638,522 total cases of COVID-19 in New Jersey, the COVID-19 outbreak related to the Omicron and other new variants has continued to present a public health hazard in New Jersey, in the region, and across the United States; and

WHEREAS, as of February 9, 2022, according to the World Health Organization, there were over 399,600,607 confirmed cases of COVID-19 worldwide, with over 5,757,562 of those cases having resulted in death; and

WHEREAS, as of February 9, 2022, according to the CDC, there were over 76,976,575 confirmed cases of COVID-19 in the United States, with over 906,603 of those cases having resulted in death; and

WHEREAS, as of February 10, 2022, there were over 2,139,579 positive cases of COVID-19 in New Jersey, with at least 29,323 of those cases having resulted in death; and

WHEREAS, while the rate of reported new cases across all counties has decreased over the past weeks, New Jersey continues to see cases and hospitalizations in every county and a significant number of deaths, demonstrating the need for many of the State's current measures to remain in place, both to reduce additional new infections and to save lives; and

WHEREAS, while the number of hospitalized patients, patients in intensive care, and ventilators in use, and the spot positivity of COVID-19 tests have decreased considerably over the past few weeks, COVID-19 continues to spread throughout the State; and

WHEREAS, because vaccines are effective at preventing severe illness, hospitalizations, and death, including from the Omicron variant, the CDC has noted that the recent emergence of this variant emphasizes the importance of vaccination and boosters; and

WHEREAS, according to the CDC, studies show after getting the primary series of a COVID-19 vaccine, protection against the virus and the ability to prevent infection may decrease over time, in particularly due to changes in variants; and

WHEREAS, although the COVID-19 vaccines remain effective in preventing severe disease, recent data suggests their effectiveness at preventing infection or severe illness wanes over time; and

WHEREAS, the CDC has reported that vaccinated people who receive a COVID-19 booster are likely to have a stronger protection against contracting and transmitting COVID-19, particularly the Omicron variant, and stronger protection against serious illness, including hospitalizations and death; and

WHEREAS, the CDC has advised that expedient and additional public health action is necessary to prevent severe impacts on the health of individuals and the health care system due to the rapid spread of the Omicron variant; and

WHEREAS, New Jersey has administered over 13.5 million doses of the COVID-19 vaccine in the State to date; and

WHEREAS, even with these improvements and the State's continued rollout of its vaccination program, it is still necessary to maintain mitigation protocols to ensure spread is limited while dissemination of the vaccine continues; and

WHEREAS, the renewal of the declaration of the ongoing Public Health Emergency is necessary to ensure that the State can swiftly respond to Omicron and new variants and take all appropriate actions should the rate of reported new cases of COVID-19 in New Jersey, number of individuals being admitted to hospitals for COVID-19, or rate of reproduction for COVID-19 infections in New Jersey again increase, as we have seen in numerous states across the country; and

WHEREAS, the spread of COVID-19 has greatly strained the resources and capabilities of county and municipal governments, including public health agencies, that provide essential services for containing and mitigating the spread of contagious diseases, and the situation is too large in scope to be handled entirely by the normal county and municipal operating services; and

WHEREAS, the facts as set forth above and in consultation with the Commissioner of the Department of Health ("DOH") confirm that the spread of COVID-19 in New Jersey constitutes an ongoing public health hazard that threatens and presently endangers the health, safety, and

welfare of the residents of one or more municipalities or counties of the State, and it is necessary and appropriate to take action against this public health hazard to protect and maintain the health, safety, and welfare of New Jersey residents and visitors; and

WHEREAS, the facts as set forth above and in consultation with the Commissioner of DOH confirm that there exists a Public Health Emergency in the State; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. 26:13-1 et seq., N.J.S.A. App. A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby DECLARE and PROCLAIM that the Public Health Emergency declared in Executive Order No. 280 (2022) pursuant to the EHPA, N.J.S.A. 26:13-1, et seq., continues to exist throughout the State of New Jersey, and I hereby ORDER AND DIRECT:

1. All Executive Orders adopted in whole or in part based on the authority under the EHPA to respond to the Public Health Emergency presented by the COVID-19 outbreak, including those extended pursuant to Executive Order No. 281 (2022), as well as Executive Order No. 283 (2022), remain in full force and effect.

2. All actions taken by any Executive Branch departments and agencies in whole or in part based on the authority under the EHPA to respond to the Public Health Emergency presented by the COVID-19 outbreak and extended pursuant to Executive Order No. 281 (2022) and attached in the Appendix thereto, including but not limited to any Administrative Orders, remain in full force and effect.

3. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

4. This Order shall take effect immediately.

GIVEN, under my hand and seal this
10th day of February,
Two Thousand and Twenty-two,
and of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 289

WHEREAS, United States Navy Seaman Kyle Mullen was a dedicated servicemember and Navy SEAL candidate; and

WHEREAS, Seaman Mullen was a resident of Manalapan Township where he helped lead Manalapan High School's football team to a Central Jersey Group V State Title in 2014, earning the Most Valuable Player award; and

WHEREAS, Seaman Mullen graduated from Manalapan High School in 2015 as a member of the National Honor Society with a combined six varsity letters between football and basketball; and

WHEREAS, after graduating from high school, Seaman Mullen attended Yale University and continued his football career, earning second team all-Ivy League honors and becoming team captain; and

WHEREAS, Seaman Mullen finished his football career at Monmouth University in 2019, where he helped the team advance to the second round of the NCAA FCS Division I playoffs; and

WHEREAS, Seaman Mullen enlisted in the military last year and started active duty in March 2021, proudly serving his country; and

WHEREAS, Seaman Mullen had recently completed the grueling first phase of Navy SEAL training; and

WHEREAS, Seaman Mullen was recognized for his service to our country with the National Defense Service medal; and

WHEREAS, Seaman Mullen tragically passed away last week after Navy SEAL training exercises in California; and

WHEREAS, Seaman Mullen was a beloved son, friend, teammate, and fellow servicemember whose presence will be sorely missed by everyone who knew him, and by the people of New Jersey; and

WHEREAS, it is with tremendous sadness that we mourn the passing of Seaman Mullen and extend our deepest sympathy to his family, friends, teammates, and fellow servicemembers; and

WHEREAS, it is appropriate to honor and cherish the memory of Seaman Mullen and to mark his passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities during appropriate hours until sunset on Friday, February 11, 2022, in recognition and mourning of United States Navy Seaman Kyle Mullen.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
10th day of February,
Two Thousand and Twenty-Two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 290

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App. A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of three effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, P.L.2021, c.103 sought to enable the State to bring an end to its prior Public Health Emergency while still allowing for an orderly continuation of the Administration's ability to order certain public health measures relating to COVID-19, including but not limited to vaccine distribution, administration, and management, COVID-19 testing, health resource and personnel

allocation, data collection, and implementation of recommendations of the Centers for Disease Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings; and

WHEREAS, P.L.2021, c.103 explicitly maintained the State of Emergency declared in Executive Order No. 103 (2020), and stated it would in no way diminish, limit, or impair the powers of the Governor to respond to any of the threats presented by COVID-19 pursuant to the Disaster Control Act; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, on July 6, 2021, the U.S. Department of Justice, Office of Legal Counsel issued an opinion concluding that Section 564 of the Food, Drug, and Cosmetic Act, 21 U.S.C. § 360bbb-3 does not prohibit public or private entities from imposing vaccination requirements while vaccinations are only available pursuant to Emergency Use Authorization (EUA); and

WHEREAS, on November 5, 2021, the federal Centers for Medicare & Medicaid Services ("CMS") issued the Omnibus COVID-19 Health Care Staff Vaccination Interim Final Rule (CMS-3415-IFC) ("CMS Rule"), which was upheld by the United States Supreme Court on January 13, 2022, requiring most Medicare and Medicaid-certified providers' and suppliers' staff to be vaccinated against COVID-19 in order to participate in the Medicare and Medicaid programs; and

WHEREAS, on December 29, 2021, CMS issued guidance for the CMS Rule clarifying the timeframes for compliance and the enforcement actions to which facilities will be subject if their

vaccination rates are less than 100 percent by the deadlines set forth therein and are therefore considered non-compliant; and

WHEREAS, on January 11, 2022, due to the surge of cases and hospitalizations tied to the new variants of COVID-19, I signed Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., and continuing the State of Emergency declared in Executive Order No. 103 (2020) pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., in the State of New Jersey; and

WHEREAS, on January 19, 2022, I signed Executive Order No. 283, requiring all covered health care and high-risk congregate settings to maintain a policy that requires all covered workers to provide adequate proof to the health care and high-risk congregate settings that they are up to date with their COVID-19 vaccinations, including any booster shots for which they are eligible; and

WHEREAS, Executive Order No. 283 (2022) requires that covered health care settings subject to the CMS Rule maintain a policy requiring unvaccinated covered workers to obtain their first dose of the primary series of a COVID-19 vaccination by January 27, 2022 and that all covered workers must be up to date with their COVID-19 vaccination by February 28, 2022; including up to date with their booster dose by February 28, 2022 or within 3 weeks of becoming eligible for a booster dose, whichever is later; and

WHEREAS, Executive Order No. 283 (2022) requires that covered health care settings not subject to the CMS Rule and covered high-risk congregate settings maintain a policy requiring unvaccinated covered workers to obtain their first dose of the primary series of a COVID-19 vaccination by February 16, 2022 and that all covered workers must be up to date with their COVID-19 vaccination by March 30, 2022; including up to date with their booster dose by

March 30, 2022 or within 3 weeks of becoming eligible for a booster dose, whichever is later; and

WHEREAS, on February 10, 2022, I signed Executive Order No. 288, which declared that the Public Health Emergency declared in Executive Order No. 280 (2022) continues to exist and that all Executive Orders issued, in whole or in part in response to the COVID-19 Public Health Emergency, including Executive Order No. 283 (2022), remain in full force and effect; and

WHEREAS, because vaccines are effective at preventing severe illness, hospitalizations, and death, including from the Omicron variant, the CDC has noted that the recent emergence of this variant emphasizes the importance of vaccination and boosters; and

WHEREAS, according to the CDC, studies show after getting the primary series of a COVID-19 vaccine, protection against the virus and the ability to prevent infection may decrease over time, in particularly due to changes in variants; and

WHEREAS, although the COVID-19 vaccines remain effective in preventing severe disease, recent data suggests their effectiveness at preventing infection or severe illness wanes over time; and

WHEREAS, the CDC has reported that vaccinated people who receive a COVID-19 booster are likely to have a stronger protection against contracting and transmitting COVID-19, particularly the Omicron variant, and stronger protection against serious illness, including hospitalizations and death; and

WHEREAS, the CDC has advised that expedient and additional public health action is necessary to prevent severe impacts on the health of individuals and the health care system due to the rapid spread of the Omicron variant; and

WHEREAS, the CDC has confirmed that the rapid increase of infections is due to the increased transmissibility of the Omicron variant and its increased ability to evade immunity conferred by past infection or vaccination; and

WHEREAS, on February 22, 2022, the CDC updated their recommendations regarding the optimal interval between the first and second dose of an mRNA COVID-19 vaccination series; and

WHEREAS, the CDC recommends that some people aged 12 through 64 years, especially males aged 12 through 39 years, would benefit from getting their second mRNA vaccine dose eight weeks after receiving their first dose based on individual risk assessment; and

WHEREAS, it is necessary to modify the timeframes for compliance set forth in Executive Order No. 283 (2022) to allow covered workers additional time to determine the appropriate interval between receiving their first and second dose based on the CDC's recommendations; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. 26:13-1 et seq., N.J.S.A. App. A:9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The timeframes set forth in Paragraph 1(b) of Executive Order No. 283 (2022) are hereby modified as follows: Covered health care settings subject to the CMS Rule must maintain a policy pursuant to Executive Order No. 283 (2022) that requires covered

workers to provide adequate proof that they are up to date with their COVID-19 vaccinations according to the following schedule:

- a. Unvaccinated covered workers must obtain their primary series of a COVID-19 vaccination pursuant to the timeframes set forth by CMS; and
- b. All covered workers must provide adequate proof that they have received a booster dose by April 11, 2022, or within 3 weeks of becoming eligible for a booster dose, whichever is later.

2. The timeframes set forth in Paragraph 2(b) of Executive Order No. 283 (2022) are hereby modified as follows: Covered health care settings not subject to the CMS Rule and covered high-risk congregate settings must maintain a policy pursuant to Executive Order No. 283 (2022) that requires covered workers to provide adequate proof that they are up to date with their COVID-19 vaccinations according to the following schedule:

- a. Unvaccinated covered workers must obtain their first dose of the primary series of a COVID-19 vaccination by February 16, 2022; and
- b. All covered workers must provide adequate proof that they are up to date with their COVID-19 vaccination by May 11, 2022; provided however, that as to having received a booster dose, covered workers must provide adequate proof that they are up to date with their COVID-19 vaccinations by May 11, 2022, or within 3 weeks of becoming eligible for a booster dose, whichever is later.

3. A covered setting must take the first step toward bringing a noncompliant covered worker into compliance as part of the disciplinary policy required by paragraph 4 of Executive Order No. 283 (2022) within two weeks of the dates set forth in

paragraphs 1(b) and 2(b) of this Order. Failure to take such action may result in penalties and other corrective actions allowed pursuant to federal or state regulation or statute.

4. The Commissioner of the Department of Health ("DOH") is hereby authorized to issue a directive supplementing the requirements outlined in this Order, which may include, but not be limited to, any requirements for reporting vaccination data to the DOH. Action taken by the Commissioner of DOH pursuant to this Order shall not be subject to the requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

5. Paragraphs 1 and 2 of Executive Order No. 283 (2022) are hereby superseded to the extent they are inconsistent with this Order.

6. The State Director of Emergency Management, who is the Superintendent of State Police, shall have the discretion to make additions, amendments, clarifications, exceptions, and exclusions to the terms of this Order.

7. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully in all matters concerning this Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

8. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

9. Penalties for violations of this Order may be imposed under, among other statutes, N.J.S.A. App. A:9-49 and -50.

10. This Order shall take effect immediately and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this
2nd day of March,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 291

WHEREAS, the State of New Jersey has a long history of leveraging its economic power, through the enactment of various laws and statutes such as those mandating that the State divest public funds from foreign companies doing business in apartheid South Africa, Sudan, and Iran, to further the values of freedom, democracy, and equal rights throughout the world; and

WHEREAS, the Russian Federation has undermined the foundation of international peace, security, and stability and the fundamental principles of international law by launching an unwarranted invasion upon Ukraine, which necessitates an immediate and decisive international response; and

WHEREAS, following the collapse of the Soviet Union, the Ukrainian people voted overwhelmingly to form a nation independent from Russia; yet, despite the Ukrainian people's clear determination to establish a modern democratic and free society, Russian leaders have sought to exert influence over Ukraine and its people; and

WHEREAS, in 2014, following a popular revolution in Ukraine to remove the pro-Russian President Viktor Yanukovich and bring to power pro-Western democratic forces, Russian authorities took military control over Crimea and fomented rebellions in other eastern Ukrainian provinces; and

WHEREAS, late in 2021, Russian troops began mobilizing along the Ukrainian border in preparation for a possible invasion while Russian President Vladimir Putin simultaneously orchestrated a propaganda campaign aimed at creating a false pretext to justify an invasion and occupation of Ukraine; and

WHEREAS, Belarus has allowed tens of thousands of Russian troops onto its territory enabling armed forces to mobilize in Russia's full-scale attack on Ukraine; and

WHEREAS, on February 24, 2022, Russian troops invaded the sovereign democracy of Ukraine, waging an immoral, illegal, and deadly war against the Ukrainian people; and

WHEREAS, Ukrainians are gallantly defending themselves against Russian troops that are inflicting violence and terror upon millions of civilians, separating families, and destroying homes, businesses, and properties; and

WHEREAS, the United States and its allies have imposed strong sanctions on the Russian Federation and Belarus in response to the invasion, targeting the core infrastructure of the Russian and Belarusian financial systems; and

WHEREAS, New Jersey stands firmly with Ukraine against this unprovoked aggression, and intends to use all means at its disposal to hold the Russian Federation accountable for its malicious attack against a sovereign, democratic state; and

WHEREAS, the State seeks to balance its policy objective of applying economic pressure on the Russian and Belarusian governments with a recognition that New Jerseyans of Russian and Belarusian descent do not bear responsibility for what is happening in Ukraine and have made innumerable contributions to the cultural, political, and economic fabric and well-being of New Jersey and the United States; and

WHEREAS, there exists a compelling State interest for the State to coordinate the activities of its agencies and utilize its available resources to degrade Russia's ability to project power and further threaten the peace and stability of Ukraine and the world at large;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. All State agencies shall immediately review their statutes, rules, regulations, and program requirements to identify actions that may be taken to deliver swift and severe consequences to Russia, and to significantly impair Russia's ability to use its economy and financial system to further its unprovoked invasion and unlawful occupation of Ukraine.

2. For purposes of this Order, "State agency" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

3. In furtherance of Paragraph 1 of this Order, State agencies are hereby directed to take the following actions:

- a. All State agencies shall review their authority to suspend or revoke licenses, permits, registrations, and certifications of companies owned or controlled by the government of Russia, Belarus, or their instrumentalities, and businesses that invest directly in such companies;
- b. Relevant State agencies shall undertake a review of the State's ability to boycott or halt the import or purchase of any products or services provided from the Russian Federation or Belarus, including but not limited to food products, energy products, clothing products, and jewelry;
- c. The Division of Alcohol Beverage Control in the Department of Law and Public Safety shall undertake a review of the State's ability to boycott or halt

the import or purchase of any liquor or other alcoholic beverages made in the Russian Federation or Belarus;

- d. The Division of Purchase and Property in the Department of the Treasury shall review relevant State contracts to determine if any are with companies owned or controlled by the government of Russia, Belarus, or their instrumentalities, or businesses that invest directly in such companies, directly or as subcontractors; and
- e. The Department of Banking and Insurance ("DOBI") shall issue bulletins or directives to its appropriate regulated entities, as determined by the Commissioner of the DOBI, requiring them to fully comply with United States sanctions on the Russian Federation and Belarus, as well as New Jersey and federal laws and regulations. The DOBI shall further direct its appropriate regulated entities to monitor all communications from the department, the United States Department of Treasury's Office of Foreign Assets Control (OFAC), and other federal agencies on a real-time basis to stay abreast of the latest developments and ensure compliance with all the requirements and restrictions imposed. The DOBI shall advise appropriate regulated entities to evaluate systems for cyber risk and take appropriate actions to mitigate that risk, given that the Russian invasion of Ukraine significantly elevates the cyber risk for the United States financial sector.

4. Within 72 hours of this Order taking effect, and no later than 5:00 p.m. on Monday, March 7, 2022, State agencies shall submit their preliminary findings and actions taken within the scope of this Order to the Governor. The Governor's Office shall review the findings submitted pursuant to this Order and shall coordinate activities among State agencies to prevent State resources from supporting the Russian and Belarusian governments or Russian and Belarusian state-owned companies. Additionally, the Governor may consider any legislation, gubernatorial measures, and cabinet-level actions to strengthen the State's authority to mount a meaningful response to Russia's violent, illegal, and immoral assault upon Ukraine.

5. This Order shall take effect immediately.

GIVEN, under my hand and seal this
 2nd day of March,
 Two Thousand and Twenty-two,
 and of the Independence of
 the United States, the Two
 Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 292

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, Executive Order No. 111, issued March 28, 2020, requires that health care facilities report their capacity and supplies, including bed capacity, ventilators, and Personal Protective Equipment ("PPE") on a daily basis; and

WHEREAS, Executive Order No. 112, issued April 1, 2020, granted the Department of Law and Public Safety, Division of Consumer Affairs, the authority to temporarily reactivate certain inactive health care licenses and allow the licensure of physicians licensed, and in good standing, in another country; suspended and waived certain licensure requirements for advanced practice nurses and physician assistants; relaxed registration requirements for the Prescription Monitoring Program; waived signature requirements for funeral agreements and authorizations; and provided certain healthcare professionals with civil or criminal immunity; and

WHEREAS, Executive Order No. 207, issued December 4, 2020, requires all individuals, regardless of age, to be automatically enrolled in the New Jersey Immunization Information System ("NJIIS"), the statewide electronic immunization registry, upon receipt of a COVID-19 vaccination; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of three effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, P.L.2021, c.103 sought to enable the State to bring an end to its prior Public Health Emergency while still allowing for an orderly continuation of the Administration's ability to order certain public health measures relating to COVID-19, including but not limited to vaccine distribution, administration, and management, COVID-19 testing, health resource and personnel allocation, data collection, and implementation of recommendations of the Centers for Disease Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings; and

WHEREAS, P.L.2021, c.103 explicitly maintained the State of Emergency declared in Executive Order No. 103 (2020), and stated it would in no way diminish, limit, or impair the powers of the Governor to respond to any of the threats presented by COVID-19 pursuant to the Disaster Control Act; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, Executive Order No. 251, issued August 6, 2021, requires all public, private, and parochial preschool programs and elementary and secondary schools, including charter and renaissance schools (collectively "school districts"), to maintain a policy regarding mandatory use of face masks by staff, students, and visitors in the indoor portion of the school district premises, except in certain specified circumstances; and

WHEREAS, Executive Order No. 252, issued August 6, 2021, required all covered health care and high-risk congregate settings ("covered settings") to maintain a policy that required all covered workers to either provide adequate proof to the covered settings that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning September 7, 2021; and

WHEREAS, Executive Order No. 253, issued August 23, 2021, requires school districts to maintain a policy that requires all covered workers to either provide adequate proof to the school district that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning October 18, 2021; and

WHEREAS, Executive Order No. 264, issued September 20, 2021, requires all child care centers and other child care facilities (collectively "child care settings") to maintain a policy regarding mandatory use of face masks by staff, child enrollees, and visitors in the indoor portion of the child care setting premises, except in certain specified circumstances; and

WHEREAS, Executive Order No. 264 (2021) further requires all child care settings to maintain a policy that requires all covered workers to either provide adequate proof to the child care settings that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly beginning November 1, 2021; and

WHEREAS, Executive Order No. 271, issued October 20, 2021, requires that each executive department and agency, including an independent authority, ensure that certain new contracts, new solicitation for a contract, extension or renewal of existing contracts, and exercise of an option on existing contracts, include a clause that the contractor or any subcontractors, at any tier, that is party to the contract, must maintain a policy that requires all covered workers to either provide adequate proof to the covered contractor that they have been fully vaccinated or submit to COVID-19 testing at minimum one to two times weekly; and

WHEREAS, as the CDC has recognized, viruses can change through mutation and mutations can result in a new variant of the virus, and these variants can have meaningfully distinct impacts from the original virus; and

WHEREAS, as the CDC has recognized, some variants spread more easily and quickly than other variants of the same virus, which may lead to more cases of COVID-19, increased strain on healthcare resources, more hospitalizations, and more deaths; and

WHEREAS, new variants are classified based on how easily the variant spreads, how severe its symptoms are, how it responds to treatments, and how well vaccines protect against the variant; and

WHEREAS, since Executive Order No. 244 (2021) took effect, the CDC has reported that new variants of concern of COVID-19 have been identified in the United States, particularly the B.1.617.2 (Delta) variant and most recently the B1.1.529 ("Omicron") variant; and

WHEREAS, although New Jersey was able to end the prior Public Health Emergency on account of the effectiveness of vaccines in reducing transmissibility of COVID-19, the Omicron variant spread more easily than other variants and required additional action to protect the public; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., and continuing the State of Emergency declared in Executive Order No. 103 (2020) pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., in the State of New Jersey due to the surge of cases and hospitalizations tied to the new variants of COVID-19; and

WHEREAS, on January 11, 2022, I issued Executive Order No. 281, extending various orders to ensure the State continues to have the necessary resources in place to respond to the new variants of COVID-19; and

WHEREAS, on January 19, 2022, I issued Executive Order No. 283, requiring all covered settings to maintain a policy that requires all covered workers to provide adequate proof to the covered settings that they have are up to date with their COVID-19 vaccinations, including any booster shots for which they are eligible; and

WHEREAS, N.J.S.A. 26:13-3(b) establishes that a Public Health Emergency declared by the Governor shall automatically terminate after 30 days, unless renewed for an additional 30 days through a declaration of the Governor; and

WHEREAS, on February 10, 2022, I issued Executive Order No. 288, which declared that the Public Health Emergency declared in Executive Order No. 280 (2022) continues to exist; and

WHEREAS, through Executive Order No. 288 (2022), I declared all Executive Orders issued, as well as actions taken by any Executive Branch department and agency, in whole or in part in response to the COVID-19 Public Health Emergency remained in full force and effect; and

WHEREAS, on March 2, 2022, I issued Executive Order No. 290, clarifying and extending the timeframes within which covered settings must require their covered workers to comply with the vaccination and booster requirements set forth in Executive Order No. 283 (2020); and

WHEREAS, as the State has taken significant emergency measures in the last two months in response to the Omicron variant, there has been a substantial decrease in the rate of reported new cases of COVID-19 in New Jersey, in the total number of individuals being admitted to hospitals for COVID-19, and in the rate of transmission for COVID-19 infections in New Jersey; and

WHEREAS, the fact that the spread of COVID-19 has slowed over the last two months does not by itself suggest that the Public Health Emergency had dissipated, because absent certain mitigation measures, particularly increased rates of vaccinations and COVID-19 testing, public health experts anticipated that the spread of COVID-19 would continue to significantly increase; and

WHEREAS, over the last two months, the number of hospitalized patients has gone from over 6,075 to under 730, the number of patients in intensive care has gone from over 900 to under 140, and the number of ventilators in use has gone from over 500 to under 85; and

WHEREAS, over the last two months, the number of individuals testing positive for COVID-19 has gone from approximately 33,400 per day to 887 per day, and the weekday spot positivity of COVID-19 tests has gone from over 39 percent to under 2 percent; and

WHEREAS, the rate of transmission in the State has moved significantly below 1; and

WHEREAS, the COVID-19 Activity Level Report ("CALI Report") issued by the New Jersey Department of Health ("DOH"), Communicable Disease Service calculates COVID-19 activity levels throughout the State using the case rate, percent of COVID-like illness, and percent positivity; and

WHEREAS, for the first time since April 2020, the CALI Report reached the "Very High" score throughout the entire State the week of January 10, 2022; and

WHEREAS, the CALI Report for the week ending March 4, 2022, presented activity levels of "Moderate" and "Low" throughout the State; and

WHEREAS, because vaccines are effective at preventing severe illness, hospitalizations, and death, including from the Omicron variant, the CDC has noted that the recent emergence of this variant emphasizes the importance of vaccination and boosters, particularly as we move toward the next phase of the State's COVID-19 response; and

WHEREAS, according to the CDC, studies show after getting the primary series of a COVID-19 vaccine, protection against the virus and the ability to prevent infection may decrease over time, in particular due to changes in variants; and

WHEREAS, although the COVID-19 vaccines remain effective in preventing severe disease, recent data suggests their effectiveness at preventing infection or severe illness wanes over time; and

WHEREAS, the CDC has reported that vaccinated people who receive a COVID-19 booster are likely to have a stronger protection against contracting and transmitting COVID-19, particularly the

Omicron variant, and stronger protection against serious illness, including hospitalizations and death; and

WHEREAS, New Jersey has administered over 13.7 million doses of the COVID-19 vaccine in the State to date, with over 6.8 million New Jerseyans having received the primary series of a vaccine; and

WHEREAS, as of March 3, 2022, only 54 percent of eligible individuals statewide have received their booster shot; and

WHEREAS, in addition to vaccination, testing for COVID-19 remains one of the strongest tools to prevent the further spread of COVID-19 and ensure the State can move into the next phase of its COVID-19 response; and

WHEREAS, because the number of hospitalized patients, patients in intensive care, and ventilators in use, and the spot positivity of COVID-19 tests have decreased considerably over the past two months, the State can begin to responsibly lift certain mitigation protocols in place, including requiring that face masks be worn in schools and child care settings, as the State moves into the next phase of the COVID-19 response; and

WHEREAS, given the progress the State has made and the decisive decrease in key statistics, such as the number of hospitalized patients in the State, the number of daily positive COVID-19 cases, spot positivity, and the rate of transmission, and in consultation with the Commissioner of DOH, I find that the Public Health Emergency declared in Executive Order No. 280 (2022) can be safely and responsibly lifted; and

WHEREAS, despite the extensive progress made in combatting COVID-19, and the ability to lift the Public Health Emergency and certain mitigation protocols, there remains an ongoing threat necessitating that certain actions taken by the State in response to COVID-19 and the Omicron variant, including to ensure COVID-19

testing and vaccine management, administration, and tracking, can all remain in place as the State moves toward the next phase of our COVID-19 response; and

WHEREAS, due to the ongoing threat, health care workers must continue to have the staffing and resources that are essential to maintaining the operations of the State's essential health care services to protect public health, which include but are not limited to critical and emergency health care, vaccine administration, COVID-19 testing, contact tracing, acquiring and maintaining stockpiles of PPE, ventilators, and other critical supplies to remain prepared for the ongoing threat; and

WHEREAS, it remains crucial that the State understand the health care system's existing capacity and its gaps through continued reporting, which will allow additional resources to be deployed where they are most needed; and

WHEREAS, continued automatic enrollment in the NJIIS for individuals receiving a COVID-19 vaccine will facilitate and track progress relative to New Jersey's vaccination targets; and

WHEREAS, ongoing oversight of the State's vaccination program is particularly important as the rollout continues during the next phase of the State's COVID-19 response, especially in ensuring that all residents in New Jersey have access to the booster doses, and as the State prepares for additional groups of New Jerseyans to become eligible for vaccination; and

WHEREAS, on July 6, 2021, the U.S. Department of Justice's Office of Legal Counsel issued an opinion concluding that Section 564 of the Food, Drug, and Cosmetic Act, 21 U.S.C. § 360bbb-3 does not prohibit public or private entities from imposing vaccination requirements while vaccinations are only available pursuant to Emergency Use Authorization (EUA); and

WHEREAS, the American Academy of Pediatrics (AAP) continues to emphasize that in-person learning is critical for educational and social development of children, as evidence demonstrates that remote learning has been detrimental to the educational attainment of students of all ages and has exacerbated the mental health crisis among children and adolescents; and

WHEREAS, the CDC has also cited evidence that suggests virtual learning can lead to learning loss for children and worsening mental health problems for the younger population; and

WHEREAS, child care centers provide critical support to tens of thousands of families across the State who rely on safe, in-person environments for their children during the work day; and

WHEREAS, continuing to require workers in schools and child care settings to receive a COVID-19 vaccine or undergo regular testing can help prevent outbreaks and reduce transmission to children, including those who have not received or are not yet eligible to receive a vaccination; and

WHEREAS, preventing transmission of COVID-19 is critical to ensuring that we can safely lift the mask requirements and to keeping schools and child care settings open for in-person instruction; and

WHEREAS, school districts have access to multiple sources of funding to address costs associated with worker vaccination efforts and testing, including three rounds of federal Elementary and Secondary School Emergency Relief funds and Emergency Assistance for Nonpublic Schools within the Governor's Emergency Education Relief funds; and

WHEREAS, the CDC has repeatedly emphasized the importance of heightened mitigation protocols in certain covered settings because of the significant risk of spread and vulnerability of the populations served; and

WHEREAS, continuing to require workers in those covered settings to receive a COVID-19 vaccine, including a booster shot when eligible, can help prevent outbreaks and reduce transmission to vulnerable individuals who may be at higher risk of severe disease; and

WHEREAS, parties that contract with the State government provide essential services to the public and interact with the public on a regular basis, and because of the nature of their work, a significant portion of their workers are not able to work remotely; and

WHEREAS, continuing to require contractors to maintain a policy that requires its covered workers to either provide proof of vaccination status or submit to regular testing continues to be essential for continued operation and service to the public; and

WHEREAS, this continues to ensure that contractors are held to the same requirements as the State workforce, which the Executive Branch in its capacity as an employer has required to receive a COVID-19 vaccine or undergo regular testing; and

WHEREAS, while the State has significantly curtailed the immediate public health threat of the virus, the economic and social impacts of the virus, as part of the next phase of the State's COVID-19 response, will also require ongoing management and oversight; and

WHEREAS, as we evaluate the appropriate response and resources needed to continue to manage and oversee the next phase of the COVID-19 response, I have consulted with the Executive Branch departments and agencies as to what administrative orders, directives, and waivers are necessary to continue; and

WHEREAS, it is critical that the Executive Orders and Administrative Orders, Directives, and Waivers continue at this time to ensure that an orderly transition to the next phase of the

State's COVID-19 recovery is done in a measured and thoughtful manner; and

WHEREAS, the State of Emergency declared in Executive Order No. 103 (2020) and continued in Executive Order No. 280 (2022) pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., must remain in effect to allow for the continued management of New Jersey's recovery from and response to the COVID-19 pandemic; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. 26:13-1 et seq., N.J.S.A. App. A: 9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby DECLARE and PROCLAIM and ORDER and DIRECT:

1. The Public Health Emergency declared in Executive Order No. 280 (2022) pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., is hereby terminated.

2. The State of Emergency declared in Executive Order No. 103 (2020) and continued in Executive Order No. 280 (2022) pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., continues to exist in the State of New Jersey.

3. Executive Order Nos. 111, 112, and 207 (2020), Nos. 252, 253, and 271 (2021), and Nos. 283 and 290 (2022) remain in full force and effect pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., except that any civil or criminal immunity related to the COVID-19 response bestowed by Executive Order No. 112 shall not be in effect.

4. Executive Order No. 251 (2021) is hereby rescinded.

5. Executive Order No. 264 (2021) remains in full force and effect pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., except that paragraphs 11 and 13 are hereby rescinded.

6. All actions taken by any Executive Branch departments and agencies in whole or in part to respond to the Public Health Emergency presented by the COVID-19 outbreak, and extended pursuant to Executive Order No. 281 (2022) and attached in the Appendix thereto, including but not limited to any Administrative Orders, Directives, and Waivers, remain in full force and effect pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq, until revoked or modified by the department or agency head, or until the State of Emergency is no longer in effect, whichever is sooner, except that any Administrative Order, Directive, or Waiver extended pursuant to Executive Order No. 281 (2022) that was revoked after the effective date of Executive Order No. 281 shall not remain in full force and effect.

7. Notwithstanding paragraph 6 of this Order, Executive Directive 21-003, Youth Camp Requirements, issued April 28, 2021, provided in the Appendix to Executive Order No. 281 (2022) shall no longer be in full force and effect.

8. For purposes of this Order, "Executive Branch departments and agencies" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

9. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully in all matters concerning this Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

10. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

11. Penalties for violations of this Order may be imposed under, among other statutes, N.J.S.A. App. A:9-49 and -50.

12. This Order shall take effect at 12:01 a.m. on March 7, 2022, and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this
4th day of March,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 293

WHEREAS, Madeleine Jana Korbel Albright, the first woman to serve as U.S. Secretary of State, dedicated her entire life to diplomacy, public service, and global humanitarian interests; and

WHEREAS, Secretary Albright was born on May 15, 1937 in Prague, Czechoslovakia, and after fleeing Nazi invaders and Communist oppressors, her family arrived in America seeking refuge in 1948; and

WHEREAS, Secretary Albright proudly became a United States citizen in 1957; and

WHEREAS, Secretary Albright demonstrated brilliance and academic excellence from an early age, earning her Bachelor of Arts degree in Political Science from Wellesley College in 1959; and

WHEREAS, Secretary Albright went on to attend Columbia University, where she earned her Master's degree in International Affairs in 1968 and her Doctor of Philosophy degree in Public Law and Government in 1976; and

WHEREAS, Secretary Albright entered the national political scene as an assistant to Senator Edmund Muskie in 1972, and became his chief legislative assistant from 1976 to 1978; and

WHEREAS, Secretary Albright thereafter served in numerous high-ranking roles in public service, including as a foreign policy advisor to presidential candidates Walter Mondale, Michael Dukakis, and William Clinton; and

WHEREAS, in January 1993, Secretary Albright was appointed by President Clinton as the United States Ambassador to the United Nations, and served in this role during the Clinton administration's first term; and

WHEREAS, after the 1996 presidential election, Secretary Albright was nominated by President Clinton to be Secretary of State, and was unanimously confirmed by the U.S. Senate; and

WHEREAS, when Secretary Albright was sworn in as Secretary of State in January 1997, she became the first woman to serve in this post in our nation's history and the highest ranking woman in the history of U.S. government up to that point; and

WHEREAS, Secretary Albright successfully promoted the expansion of the North Atlantic Treaty Organization ("NATO") into Eastern Europe, and the non-proliferation of nuclear weapons; and

WHEREAS, Secretary Albright played a critical role in the global expansion of free-market democratization and the progress made to fight climate change under the Kyoto Protocol; and

WHEREAS, Secretary Albright was a key figure in NATO's military action in Kosovo to protect ethnic Albanians from atrocities; and

WHEREAS, Secretary Albright was a director of the Council on Foreign Relations and a professor at Georgetown University for many years after leaving public office; and

WHEREAS, in 2012, President Barack Obama awarded Secretary Albright the Presidential Medal of Freedom for her lifetime of service; and

WHEREAS, Secretary Albright remained a champion of democracy and human rights each and every day of her life; and

WHEREAS, Secretary Albright's integrity, decency, and optimism represented the best of America and will sorely be missed in our public life; and

WHEREAS, it is with a heavy heart that we mourn the passing of Secretary Albright, and extend our deepest of sympathies to her daughters, Alice, Anne, and Katie, their entire family, and Secretary Albright's many friends and colleagues; and

WHEREAS, it is proper that we recognize the unparalleled life and enduring legacy of Secretary Albright, and mark her passing;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities until sunset on Sunday, March 27, 2022, in recognition and mourning of an American icon, Secretary Madeleine Albright.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
25th day of March,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 294

WHEREAS, on March 9, 2020, I issued Executive Order No. 103, declaring the existence of a Public Health Emergency, pursuant to the Emergency Health Powers Act ("EHPA"), N.J.S.A. 26:13-1 et seq., and a State of Emergency, pursuant to the New Jersey Civilian Defense and Disaster Control Act ("Disaster Control Act"), N.J.S.A. App. A:9-33 et seq., in the State of New Jersey for Coronavirus disease 2019 ("COVID-19"), the facts and circumstances of which are adopted by reference herein; and

WHEREAS, through Executive Order Nos. 119, 138, 151, 162, 171, 180, 186, 191, 200, 210, 215, 222, 231, 235, and 240, which were issued each month between April 7, 2020 and May 14, 2021, the facts and circumstances of which are adopted by reference herein, I declared that the COVID-19 Public Health Emergency in effect at the time continued to exist; and

WHEREAS, New Jersey made significant progress in responding to COVID-19 and mitigating its devastating effects, in particular in light of the advent of three effective vaccines that, among other things, had significantly reduced the likelihood of both contracting and transmitting the variants of COVID-19 that were present in the United States at the time; and

WHEREAS, on June 4, 2021, in light of these developments, I signed Assembly Bill No. 5820 into law as P.L.2021, c.103, and issued Executive Order No. 244, which terminated the Public Health Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, P.L.2021, c.103 sought to enable the State to bring an end to its prior Public Health Emergency while still allowing for an orderly continuation of the Administration's ability to order certain public health measures relating to COVID-19, including but not limited to vaccine distribution, administration, and management, COVID-19 testing, health resource and personnel allocation, data collection, and implementation of recommendations of the Centers for Disease

Control and Prevention ("CDC") to prevent or limit the transmission of COVID-19, including in specific settings; and

WHEREAS, P.L.2021, c.103 explicitly maintained the State of Emergency declared in Executive Order No. 103 (2020), and stated it would in no way diminish, limit, or impair the powers of the Governor to respond to any of the threats presented by COVID-19 pursuant to the Disaster Control Act; and

WHEREAS, in addition to leaving the prior State of Emergency in effect, nothing in P.L.2021, c.103 prevented the Governor from declaring any new public health emergency under the EHPA, N.J.S.A. 26:13-1 et seq., should the evolving circumstances on the ground require such a declaration; and

WHEREAS, on July 6, 2021, the U.S. Department of Justice, Office of Legal Counsel issued an opinion concluding that Section 564 of the Food, Drug, and Cosmetic Act, 21 U.S.C. § 360bbb-3 does not prohibit public or private entities from imposing vaccination requirements while vaccinations are only available pursuant to Emergency Use Authorization (EUA); and

WHEREAS, on November 5, 2021, the federal Centers for Medicare & Medicaid Services ("CMS") issued the Omnibus COVID-19 Health Care Staff Vaccination Interim Final Rule (CMS-3415-IFC) ("CMS Rule"), which was upheld by the United States Supreme Court on January 13, 2022, requiring most Medicare and Medicaid-certified providers' and suppliers' staff to be vaccinated against COVID-19 in order to participate in the Medicare and Medicaid programs; and

WHEREAS, on December 29, 2021, CMS issued guidance for the CMS Rule clarifying the timeframes for compliance and the enforcement actions to which facilities will be subject if their vaccination rates are less than 100 percent by the deadlines set forth therein and are therefore considered non-compliant; and

WHEREAS, on January 11, 2022, due to the surge of cases and hospitalizations tied to the new variants of COVID-19, I signed Executive Order No. 280, declaring the existence of a new Public Health Emergency, pursuant to the EHPA, N.J.S.A. 26:13-1 et seq., and continuing the State of Emergency declared in Executive Order No. 103 (2020) pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq., in the State of New Jersey; and

WHEREAS, on January 19, 2022, I signed Executive Order No. 283, requiring all covered health care and high-risk congregate settings to maintain a policy that requires all covered workers to provide adequate proof to the health care and high-risk congregate settings that they are up to date with their COVID-19 vaccinations, including any booster shots for which they are eligible; and

WHEREAS, on February 10, 2022, I signed Executive Order No. 288, which declared that the Public Health Emergency declared in Executive Order No. 280 (2022) continued to exist and that all Executive Orders issued, in whole or in part in response to the COVID-19 Public Health Emergency, including Executive Order No. 283 (2022), remain in full force and effect; and

WHEREAS, on March 2, 2022, I issued Executive Order No. 290, clarifying and extending the timeframes within which covered settings must require their covered workers to comply with the vaccination and booster requirements set forth in Executive Order No. 283 (2020); and

WHEREAS, on March 4, 2022, I issued Executive Order No. 292 terminating the public health emergency declared in Executive Order No. 280 (2022) effective March 7, 2022, while continuing the State of Emergency declared in Executive Order No. 103 (2020); and

WHEREAS, Executive Order No. 292 (2022) stated that Executive Order Nos. 283 and 290 remain in full force and effect pursuant to the Disaster Control Act, N.J.S.A. App. A:9-33 et seq.; and

WHEREAS, because vaccines are effective at preventing severe illness, hospitalizations, and death, including from the Omicron variant, the CDC has noted that the recent emergence of this variant emphasizes the importance of vaccination and boosters; and

WHEREAS, according to the CDC, studies show that after getting the primary series of a COVID-19 vaccine, protection against the virus and the ability to prevent infection may decrease over time, in particular due to transmissibility and severity of different variants circulating at different times; and

WHEREAS, although the COVID-19 vaccines remain effective in preventing severe disease, recent data suggests their effectiveness at preventing infection or severe illness wanes over time; and

WHEREAS, the CDC has reported that vaccinated people who receive a COVID-19 booster are likely to have a stronger protection against contracting and transmitting COVID-19, particularly the Omicron variant, and stronger protection against serious illness, including hospitalizations and death; and

WHEREAS, the CDC has advised that additional public health action is necessary to prevent severe impacts on the health of individuals and the health care system due to the spread of the Omicron variant as well as other new variants; and

WHEREAS, the CDC has confirmed that the Omicron variant and other new variants have increased transmissibility and an increased ability to evade immunity conferred by past infection or vaccination; and

WHEREAS, on March 29, 2022, the Food and Drug Administration ("FDA") issued an updated emergency use authorization for a second mRNA booster dose; and

WHEREAS, on March 30, 2022, the CDC updated their guidance to allow certain populations to receive a second booster dose to increase their individual protection; and

WHEREAS, the CDC advised that all people 50 years of age and older, people 12 years of age and older who are moderately or severely immunocompromised, and people 18 through 49 years of age who received a Johnson & Johnson/Janssen primary series and a Johnson & Johnson/Janssen first booster are eligible for a second mRNA booster dose at least four months after their first booster dose; and

WHEREAS, as of March 30, 2022, the CDC advised that, while some individuals are eligible to get a second booster dose, the CDC currently considers a person boosted and up to date with their COVID-19 vaccination after receiving their first booster dose at this time; and

WHEREAS, because the CDC has not recommended that a second booster dose is necessary to be up to date with the COVID-19 vaccination at this time, and to ensure the flexibility to act consistently with the most current and appropriate scientific research, it is appropriate to clarify the requirements for compliance set forth in Executive Order No. 283 (2022) and further revised in Executive Order No. 290 (2022) to limit the definition of "up to date" to include only one booster dose and to clarify that a second booster dose is not required; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. 26:13-1 et seq., N.J.S.A. App. A:9-33 et seq., N.J.S.A. 38A:3-6.1, and N.J.S.A. 38A:24 and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers, which I have invoked;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. Covered health care settings subject to the CMS Rule must maintain a policy pursuant to Executive Order No. 283 (2022) that requires covered workers to provide adequate proof that they are up

to date with their COVID-19 vaccinations according to the following schedule:

- a. Unvaccinated covered workers must obtain their primary series of a COVID-19 vaccination pursuant to the timeframes set forth by CMS; and
- b. All covered workers must provide adequate proof that they have received their first booster dose by April 11, 2022, or within 3 weeks of becoming eligible for their first booster dose, whichever is later.

2. Covered health care settings not subject to the CMS Rule and covered high-risk congregate settings must maintain a policy pursuant to Executive Order No. 283 (2022) that requires covered workers to provide adequate proof that they are up to date with their COVID-19 vaccinations according to the following schedule:

- c. Unvaccinated covered workers must obtain their first dose of the primary series of a COVID-19 vaccination by February 16, 2022; and
- d. All covered workers must provide adequate proof that they are up to date with their COVID-19 vaccination by May 11, 2022; provided however, that as to having received their first booster dose, covered workers must provide adequate proof that they are up to date with their COVID-19 vaccinations by May 11, 2022, or within 3 weeks of becoming eligible for their first booster dose, whichever is later.

3. Paragraph 8 of Executive Order No. 283 (2022) is hereby modified as follows: For purposes of this Order, a covered worker shall be considered "up to date with their COVID-19 vaccinations" if they have received a primary series, which consists of either a 2-dose series of an mRNA COVID-19 vaccine or a single dose COVID-19 vaccine, and the first booster dose for which they are eligible as recommended by the CDC. Covered workers will only be considered up to date with their vaccinations where they have received a COVID-19

vaccine that is currently authorized for emergency use by the FDA or the World Health Organization (WHO), or that is approved for use by the same. Covered workers who are not up to date with their vaccinations, or for whom vaccination status is unknown or who have not provided sufficient proof of documentation, must be considered noncompliant for purposes of this Order.

4. The Commissioner of the Department of Health ("DOH") is hereby authorized to issue a directive supplementing the requirements outlined in this Order, which may include, but not be limited to, any requirements for reporting vaccination data to the DOH. Action taken by the Commissioner of DOH pursuant to this Order shall not be subject to the requirements of the Administrative Procedure Act, N.J.S.A. 52:14B-1 et seq.

5. Paragraphs 1, 2, and 8 of Executive Order No. 283 (2022) and Paragraphs 1 and 2 of Executive Order No. 290 (2022) are hereby superseded to the extent they are inconsistent with this Order.

6. The State Director of Emergency Management, who is the Superintendent of State Police, shall have the discretion to make additions, amendments, clarifications, exceptions, and exclusions to the terms of this Order.

7. It shall be the duty of every person or entity in this State or doing business in this State and of the members of the governing body and every official, employee, or agent of every political subdivision in this State and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully in all matters concerning this Order, and to cooperate fully with any Administrative Orders issued pursuant to this Order.

8. No municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will or might in any way interfere with or impede its achievement.

9. Penalties for violations of this Order may be imposed under, among other statutes, N.J.S.A. App. A:9-49 and -50.

10. This Order shall take effect immediately and shall remain in effect until revoked or modified by the Governor.

GIVEN, under my hand and seal this
13th day of April,
Two Thousand and Twenty-two,
and of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 295

WHEREAS, New Jersey's community of residents who are lesbian, gay, bisexual, transgender, queer, questioning, or otherwise do not identify as heterosexual or cisgender ("LGBTQ+") are vital participants in economic, civic, and social life in the State; and

WHEREAS, as one of the first States in the country to explicitly prohibit discrimination based on sexual orientation, gender identity, and gender expression, New Jersey seeks to ensure equal economic and social opportunity for the LGBTQ+ community; and

WHEREAS, in June 2019, I was honored to support LGBTQ+ New Jerseyans by flying the Pride flag from Drumthwacket for the first time in the State's history; and

WHEREAS, in my first term, I was proud to sign Senate Bill No. 1569 (Second Reprint) (P.L.2019, c.6), ensuring school curricula included instruction on the political, economic, and social contributions of LGBTQ+ people; and

WHEREAS, businesses owned in whole or in part by LGBTQ+ individuals touch all parts of the State's economy, providing vital goods and services to New Jerseyans and visitors; and

WHEREAS, enabling the certification of business entities owned by members of underrepresented communities contributes to the success and recognition of such business entities and helps such business entities thrive; and

WHEREAS, although the Division of Revenue and Enterprise Services in the Department of the Treasury provides the opportunity for minority-owned, women-owned, veteran-owned, and disabled-veteran-owned businesses to apply for and receive certification as such, there is currently no mechanism in New Jersey for businesses owned in whole or in part by LGBTQ+ individuals to receive a LGBTQ+-owned certification from the State; and

WHEREAS, such a certification program would affirm that LGBTQ+ business owners are welcome and encouraged to conduct business in New Jersey, and would enable such businesses to proudly announce that they are recognized by the State as an LGBTQ+-owned business enterprise;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The Department of the Treasury ("Treasury") shall develop a program for the registration or certification of LGBTQ+-owned business enterprises. An LGBTQ+-owned business enterprise shall mean a business which is:

- a. A sole proprietorship owned and controlled by a person who identifies as LGBTQ+;
- b. A partnership or joint venture owned and controlled by individuals who identify as LGBTQ+ in which at least 51% of the ownership is held by individuals who identify as LGBTQ+ and the management and daily business operations of which are controlled by one or more individuals who identify as LGBTQ+ who own it; or
- c. A corporation or other entity whose management and daily business operations are controlled by one or more individuals who identify as LGBTQ+ who own it, and which is at least 51% owned by individuals who identify as LGBTQ+, or, if stock is issued, at least 51% of the stock is owned by one or more individuals who identify as LGBTQ+.

2. The criteria and procedures used by Treasury to determine whether a business qualifies for certification as an LGBTQ+-owned business enterprise shall be substantially similar to the current criteria and procedures used by Treasury to determine whether a business qualifies as a minority-owned or women-owned business enterprise.

3. Treasury may promulgate rules and regulations to effectuate the directives in this Order.

4. Treasury may form reciprocal agreements with, or accept certifications by, other public and private certifying entities, to facilitate LGBTQ+-owned business enterprise certification. Any such agreement shall ensure that the certification process involved includes

substantially similar criteria and procedures to those used by Treasury to determine whether a business qualifies as an LGBTQ+-owned business enterprise.

5. Following the implementation of the provisions of this Order, Treasury and all other Executive Branch departments and agencies may allow respondents certified as LGBTQ+-owned business enterprises to identify as such with respect to procurements or solicitations of business, including requests for proposals, qualifications, or information.

6. This Order shall take effect immediately.

GIVEN, under my hand and seal this
3rd day of May,
Two Thousand and Twenty-two, and
of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 296

WHEREAS, on February 17, 2022, the United States' largest manufacturer of baby formula recalled several lines of powdered formula following concerns about contamination in one of the manufacturer's facilities in Sturgis, Michigan; and

WHEREAS, such recall and the corresponding suspension of production at the Sturgis facility, combined with the extensive supply chain issues affecting the national economy across a host of sectors resulting from the Coronavirus disease 2019 (COVID-19) pandemic, has precipitated a widespread shortage of baby formula at retailers across the State and country; and

WHEREAS, certain specialty formulas are produced only by the manufacturer whose facility is currently not producing those formulas; and

WHEREAS, the shortage of specialty formulas, which are produced and sold in smaller quantities and at fewer retailers throughout the State, is particularly problematic for families that require such formula due to allergies or medical necessity; and

WHEREAS, according to the Centers for Disease Control and Prevention, the majority of parents and caregivers in New Jersey rely on some amount of formula to feed their babies, particularly from the age of three months old to six months old; and

WHEREAS, formula is a crucial source, and in some cases the only source, of nutrition and sustenance for countless infants, and even the temporary inability of parents and caregivers to obtain baby formula poses an imminent threat to the health and safety of infants around the State; and

WHEREAS, President Biden has announced that the federal government will be taking several steps to increase the national supply and availability of baby formula without compromising safety, including working through the Food and Drug Administration ("FDA") to expedite production, supply, and imports of baby formula while also reducing regulatory burdens of the federal Special Supplemental Nutrition Program for Women, Infants, and Children ("WIC Program"); and

WHEREAS, President Biden has encouraged federal and state regulators to enforce laws against price gouging and unfair market practices; and

WHEREAS, the New Jersey WIC Program, administered by the Department of Health, provides the necessary funding to purchase baby formula for eligible New Jersey families in need, but families that receive WIC funding have reported extreme difficulty in locating baby formula throughout the State, including having to travel long distances to multiple locations to obtain baby formula; and

WHEREAS, on May 16, 2022, the FDA reached an agreement with the above-mentioned formula manufacturer supplier to safely recommence production in the Michigan plant by the end of the month, which could result in more formula on store shelves within eight weeks thereafter; and

WHEREAS, until the supply of formula returns to adequate levels, it is necessary and appropriate to take action to address the current threat to the health and safety of babies in this State; and

WHEREAS, parents and caregivers whose babies rely on formula should not be denied access to the available supply due to excessive and inflated prices; and

WHEREAS, New Jersey's Consumer Fraud Act, N.J.S.A. 56:8-1 et seq., enforced by the Division of Consumer Affairs in the Department of Law and Public Safety, prohibits excessive price increases for certain products during a state of emergency or within 30 days after the declaration of a state of emergency, or for such other period of time as the Governor may specify in this declaration of a state of emergency, N.J.S.A. 56:8-107 to -109, and also prohibits as unconscionable commercial practices related to the gross and unreasonable inflation of a product's sale price in response to a threat to public health and safety, N.J.S.A. 56:8-2; and

WHEREAS, the Constitution and statutes of the State of New Jersey, particularly the provisions of N.J.S.A. App.A:9-33, et seq., N.J.S.A. 38A:3-6.1, N.J.S.A. 38A:2-4, and all amendments and supplements thereto, confer upon the Governor of the State of New Jersey certain emergency powers;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, in order to protect the health, safety and welfare of the people of the State of New Jersey, Do DECLARE and PROCLAIM that a State of Emergency exists in the State of New Jersey, and I hereby ORDER and DIRECT the following:

1. I authorize and empower the State Director of Emergency Management, who is the Superintendent of the State Police, to take any such emergency measures as he or she may determine necessary, in order to address any actual or potential issues that may result from the shortage of baby formula that currently exists. The State Director of Emergency Management is authorized to coordinate the relief effort for this Emergency with all governmental agencies, volunteer organizations, and the private sector.

2. I authorize and empower the executive head of any agency or instrumentality of the State government with authority to promulgate rules to waive, suspend, or modify any existing rule, where the enforcement of which would be detrimental to the public welfare during this Emergency, notwithstanding the provisions of the Administrative Procedure Act or any law to the contrary for the duration of this Executive Order, subject to my prior approval and in consultation with the State Director of Emergency Management. Any such waiver, modification, or suspension shall be promulgated in accordance with N.J.S.A. App. A:9-45.

3. I authorize and empower the executive head of any agency or instrumentality of the State government to take advantage of all waivers of federal rules, regulations, protocols, agreements, or directives that have been made available by the Congress and departments or agencies of the United States Government, where the implementation of such waivers would be beneficial to the public welfare during this Emergency, subject to my prior approval and in consultation with the State Director of Emergency Management.

4. All State departments and agencies, and specifically the Departments of Agriculture, Children and Families, Health, Human Services, and Law and Public Safety shall take appropriate steps to address the threat to the health and safety of New Jersey's infants posed by the baby formula shortage, including issuing any orders, directives, guidance, or emergency regulations in accordance with existing federal and state laws to increase the supply of and the ability of parents and caregivers to obtain baby formula, and exploring opportunities to draw on federal funding to achieve the same goals.

5. I authorize and empower the Adjutant General, in accordance with N.J.S.A. 38A:2-4 and N.J.S.A. 38A:3-6.1, to order to active duty such members of the New Jersey National Guard who, in the Adjutant General's judgment, are necessary to provide aid to those localities where there is a threat or danger to the public health, safety, and welfare and to authorize the employment of any supporting vehicles, equipment, communications, or supplies as may be necessary to support the members so ordered.

6. In accordance with N.J.S.A. App. A:9-34 and N.J.S.A. App. A:9-51, I reserve the right to utilize and employ all available resources of the State government and of each and every political subdivision of the State, whether of persons, properties, or instrumentalities, and to commandeer and utilize any personal services and any privately-owned property necessary to protect against this Emergency.

7. In accordance with N.J.S.A. App. A:9-40, no municipality, county, or any other agency or political subdivision of this State shall enact or enforce any order, rule, regulation, ordinance, or resolution which will or might in any way conflict with any of the provisions of this Order, or which will in any way interfere with or impede the achievement of the purposes of this Order.

8. It shall be the duty of every person or entity in this State or doing business in this State, and of the members of the governing body and every official, employee, or agent of every political subdivision in this State, and of each member of all other governmental bodies, agencies, and authorities in this State of any nature whatsoever, to cooperate fully with the State Director of Emergency Management in all matters concerning this State of Emergency.

9. This Order shall take effect immediately and shall remain in effect until such time as it is determined by me that this Emergency no longer exists. The protections of N.J.S.A. 56:8-109 provided by this Order shall remain in effect until 30 days after it is determined by me that this Emergency no longer exists.

GIVEN, under my hand and seal this
17th day of May,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Lisa M. Almeida

Deputy Chief Counsel to the Governor

EXECUTIVE ORDER NO. 297

WHEREAS, on May 24, 2022, 21 people, including 19 children and two teachers, were killed, and several other children were injured, at Robb Elementary School in Uvalde, Texas in a horrific act of gun violence; and

WHEREAS, reports indicate that the gunman was heavily armed with an AR-15 style rifle and high-capacity magazines; and

WHEREAS, preliminary reports indicate that the gunman legally purchased two AR-15 style rifles in the days after his 18th birthday; and

WHEREAS, the mass shooting in Uvalde is the deadliest such incident at a U.S. school since the 2012 Sandy Hook massacre; and

WHEREAS, as in the Sandy Hook massacre, parents and other family members were forced to wait in agony to learn whether their children had lived or died, an experience that no human being should have to bear; and

WHEREAS, the occurrence of any mass shooting at a school, which should be a sanctuary, represents a failure of our nation to protect our children; and

WHEREAS, a mass shooting is generally defined as an incident in which at least four people are shot, and by this standard there have been 213 mass shootings in the United States this year as of May 25, 2022 - more than the number of days so far this year; and

WHEREAS, our nation's response to this tragedy, and to all such acts of senseless violence, must consist of more than thoughts and prayers; and

WHEREAS, my Administration has directed law enforcement to increase their presence at New Jersey schools to make sure our students, parents, and educators feel safe; and

WHEREAS, we must continue to make every effort to ensure that those who seek to do irreparable harm cannot access firearms and weapons of war; and

WHEREAS, this Administration is committed, not only to mourning the victims and their families, but also to doing everything we can both to prevent these senseless and heartbreaking mass shootings from happening in our State and to end the epidemic of gun violence that plagues far too many of our communities; and

WHEREAS, in honor and remembrance of the victims of this horrific tragedy, President Biden has ordered that all U.S. flags be flown at half-staff at all public buildings and grounds until sunset on May 28, 2022;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The flag of the United States of America and the flag of New Jersey shall be flown at half-staff at all State departments, offices, agencies, and instrumentalities until sunset on Saturday, May 28, 2022, in recognition and mourning of the passing of the victims in Uvalde, Texas.

2. This Order shall take effect immediately.

GIVEN, under my hand and seal this
25th day of May,
Two Thousand and Twenty-two,
and of the Independence of
the United States, the Two
Hundred and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 298

WHEREAS, National Trails Day, founded by the American Hiking Society in 1991 and celebrated annually on the first Saturday in June, is a day of public events that highlights the importance of the National Trails System and promotes increased trail use and volunteer trail stewardship; and

WHEREAS, the "provision of lands for public recreation and the conservation of natural resources promotes the public health, prosperity and general welfare and is a proper responsibility of government," N.J.S.A. 13:8A-2; and

WHEREAS, "the provision of recreational programs to all segments of the public enhances the public health, prosperity and general welfare and is a proper responsibility of the State," N.J.S.A. 13:1L-2; and

WHEREAS, the Department of Environmental Protection ("DEP") is responsible for acquiring, planning, designing, constructing, operating, and maintaining state parks and forests pursuant to N.J.S.A. 13:1L-2, and empowered to promote and encourage the expansion and development of recreational programs on a statewide and local basis pursuant to N.J.S.A. 13:1B-15.1; and

WHEREAS, open and green space is a precious commodity throughout New Jersey, which is especially constrained within densely developed areas of the State and within the State's urban communities, many of which lack sufficient green spaces, tree cover, parks, and outdoor recreational opportunities; and

WHEREAS, all residents of the State of New Jersey, regardless of income, race, ethnicity, color, or national origin, have a right to live, work, learn, and enjoy recreational opportunities in a clean and healthy environment; and

WHEREAS, New Jersey's natural, cultural, and historic resources contribute to the breadth of destinations, visitors, events, and spending that supports the State's tourism industry, including over two hundred State Parks, Forests, Historic Sites, Natural and Wildlife Management

Areas across more than one million acres of public land throughout New Jersey; and

WHEREAS, Governor Murphy and Lieutenant Governor Oliver have prioritized the addition and revitalization of green and open spaces throughout New Jersey by facilitating more than \$400 million of State investment in local parks, open space, and natural resource restoration projects since 2018; and

WHEREAS, the Commissioner of Environmental Protection recently established the Community Investment & Economic Revitalization program within DEP, the primary function of which is to strengthen investments in natural capital and support sustainable economic growth that restores, preserves, and protects natural, cultural, and historic resources while enhancing quality of life for all New Jerseyans; and

WHEREAS, DEP represents the State in the development and implementation of the Statewide Comprehensive Outdoor Recreation Plan, a condition of eligibility for National Park Service Federal Land and Water Conservation Fund assistance, which must identify statewide recreation needs and opportunities and articulate a comprehensive responsive strategy; and

WHEREAS, recognizing the critical value of engaging the public and collaborating with a multitude of stakeholders with interest in the preservation, planning, and improvement of the State's natural, cultural, and historic resources, the Murphy Administration launched *Outside, Together! A Statewide Comprehensive Outdoor Recreation Plan for New Jersey* pursuant to DEP Administrative Order No. 2022-12;

NOW, THEREFORE, I, NICHOLAS P. SCUTARI, Acting Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. The first Saturday in June is declared National Trails Day in the State of New Jersey.

2. Nothing in this Order shall be construed to confer any legal rights upon entities whose activities are regulated by State entities; nothing shall be construed to create a private right of action on behalf of any such regulated entities; and nothing shall be used as a basis for legal challenges to rules, approvals, permits, licenses, or other action or inaction by a State entity. Nothing in this Order shall be construed to supersede any federal, State, or local law.

3. This Order shall take effect immediately.

GIVEN, under my hand and seal this
4th day of June,
Two Thousand and Twenty-two, and
of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Nicholas P. Scutari

President of the Senate, Acting Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor

EXECUTIVE ORDER NO. 299

WHEREAS, in New York Rifle & Pistol Ass'n v. Bruen, No. 20-843 (2022), a conservative majority on the United States Supreme Court has invalidated New York's "proper cause" requirement for obtaining a permit to carry a handgun in public; and

WHEREAS, this deeply flawed decision will increase the proliferation of guns in our communities and our streets and make our nation less safe; and

WHEREAS, although the Supreme Court's decision impacts New Jersey's justifiable-need requirement, other requirements of N.J.S.A. 2C:58-4 for obtaining a carry permit in New Jersey remain unaffected, including approval by the relevant law enforcement officer and Superior Court that the applicant is of good character, is not subject to any of the disabilities set forth in section c. of N.J.S.A. 2C:58-3, and is thoroughly familiar with the safe handling and use of handguns; and

WHEREAS, New Jersey's commonsense firearms safety laws have resulted in the State having one of the lowest firearm mortality rates in the country; and

WHEREAS, nonetheless, over 5,000 New Jerseyans have been killed by gun violence in the past decade; and

WHEREAS the recent mass shootings in Uvalde, Texas and Buffalo, New York are just two of the more than 250 mass shootings in the United States in 2022; and

WHEREAS, New Jersey has not been immune to mass shooting events, including one in May 2021 that left three dead and eleven wounded; and

WHEREAS, gun violence is a public health crisis in this State and across the nation; and

WHEREAS, protecting New Jersey residents and visitors from gun violence is of paramount importance; and

WHEREAS, the vast majority of New Jerseyans do not support relaxing restrictions on who may carry a gun in public; and

WHEREAS, state agencies have existing authority to issue regulations to reduce gun violence and enhance firearms safety, including regulating the carrying of firearms in certain locations, such as public places, government property, and sensitive locations; and

WHEREAS, there exists a compelling state interest for the State to coordinate activities of its agencies and to use available legal authority to decrease the risk of gun violence wherever possible; and

WHEREAS, the Department of Law and Public Safety has been leading comprehensive, state-wide efforts to reduce gun violence; and

WHEREAS, under my Administration, the State of New Jersey will continue to serve as a national model for commonsense and effective gun safety policies;

NOW, THEREFORE, I, PHILIP D. MURPHY, Governor of the State of New Jersey, by virtue of the authority vested in me by the Constitution and by the Statutes of this State, do hereby ORDER and DIRECT:

1. All State agencies shall immediately review their statutes, rules, regulations, and program requirements to identify actions that may be taken under existing authority determining whether, and in what manner, firearms may be carried, displayed, or otherwise regulated.

2. For purposes of this Order, "State agency" shall mean any of the principal departments in the Executive Branch of State government and any agency, authority, board, bureau, commission, division, institution, office, or other instrumentality within or created by any such department, and any independent State authority, commission, instrumentality, or agency over which the Governor exercises executive authority, as determined by the Attorney General.

3. In furtherance of Paragraph 1 of this Order, State agencies shall review their existing authority regarding the following subjects, among others:

- a. Authority to designate certain locations where carrying of firearms, except by law enforcement, shall not be permitted.
- b. Authority to regulate the manner of carrying, transporting, possessing, or conveying firearms.
- c. Authority to adopt policies that promote firearms safety, prevent gun violence, and reduce threats against the public, including but not limited to in areas of procurement, contracting, and property management.

4. In furtherance of Paragraph 1 of this Order, State agencies shall be authorized to call upon any department, office, division, or agency of this State to supply it with information or other assistance to discharge its duties under this Order.

5. No later than July 18, 2022, State agencies shall submit their preliminary findings within the scope of this Order to the Governor.

6. Nothing in this Order shall be construed to supersede any federal or State law.

7. This Order shall take effect immediately.

GIVEN, under my hand and seal this
24th day of June,
Two Thousand and Twenty-two,
and of the Independence of the
United States, the Two Hundred
and Forty-Sixth.

[seal]

/s/ Philip D. Murphy

Governor

Attest:

/s/ Parimal Garg

Chief Counsel to the Governor