

## Family Members May Qualify as Home Health Aides

Healthcare Law Update

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The [New Jersey Board of Nursing](#) proposed new rules on October 6, 2025 which would permit an individual's family member to qualify as a certified homemaker-home health aide (HHAs) for certain beneficiaries of Medicaid and NJ FamilyCare. Family caregivers seeking to provide HHA services would be required to meet the Board's certification standards and follow the Board's application process, which would include submitting required documentation and obtaining Board approval before delivering services. The proposed rules would require licensed home care service agencies to pay for applicable certification and related fees, rather than the family caregiver. The proposed rules would permit greater access to in-home support while maintaining professional and regulatory safeguards for beneficiaries. Comments to the proposed rules are due by December 5, 2025.

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