New Jersey Department of Human Services Proposes New Rules Regarding Criminal Background Checks for Behavioral Assistance Services



October 31, 2023

On September 18, 2023, the New Jersey Department of Human Services (DHS) proposed to amend and add additional rules to its existing regulations regarding Rehabilitative Services for Children. The proposals center around fingerprint based criminal history background checks for specified providers. Currently, criminal background checks are required for providers of behavioral assistance services and intensive in-community mental health rehabilitation, specifically for those who have direct contact with children. The proposed new rules expand the requirements related to background checks, including detailing who will be required to get a fingerprint background check, what department can provide the fingerprint background check, how to dispute the accuracy of the fingerprint background check, detailing how an individual may be disqualified as a result of the findings of a fingerprint background check, and that if an individual has a disqualifying fingerprint background check he or she is ineligible as an employee or contractor with the DHS. Persons wishing to comment on the proposed rules must do so no later than November 17, 2023.

Click Here to read the entire October 2023 Healthcare Law Update now!

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