

(6) November-December: 11 percent, [500] 750 pound trip limit and a maximum of two days per week that a vessel may land summer flounder[,] or [1,000] 1,500 pound trip limit and a maximum of one day per week that a vessel may land summer flounder; and

- (7) (No change.)  
 iii.-xiii. (No change.)  
 3.-9. (No change.)  
 (j)-(y) (No change.)

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## HUMAN SERVICES

### (a)

#### DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

##### Notice of Readoption Physician Services

##### Readoption: N.J.A.C. 10:54

Authority: N.J.S.A. 30:4D-1 et seq., and 30:4J-8 et seq.

Authorized By: Carole Johnson, Commissioner, Department of Human Services.

Agency Control Number: 19-A-01.

Effective Date: April 29, 2019.

New Expiration Date: April 29, 2026.

**Take notice** that pursuant to N.J.S.A. 52:14B-5.1, the rules at N.J.A.C. 10:54, Physician Services, were scheduled to expire on June 5, 2019. The Physician Services rules provide the standards for approval of physicians as independent providers of services, within their licensed scope of practice, to New Jersey Medicaid/NJ FamilyCare fee-for-service beneficiaries. The rules also identify covered and non-covered physician services under the fee-for-service Medicaid/NJ FamilyCare program.

**Take further notice** that the need for amendments to N.J.A.C. 10:54 have been identified by the Division of Medical Assistance and Health Services (DMAHS); however, many of these changes are considered too significant to be made as part of a readoption. The anticipated amendments may include substantive and technical amendments to the chapter to either implement, or memorialize compliance with, the provisions of Federal and State regulatory requirements, including, but not limited to, the Patient Protection and Affordable Care Act (PPACA). Once the review is completed, a separate rulemaking containing proposed amendments will be published in the New Jersey Register.

The Department of Human Services has reviewed the rules and has determined them to be necessary, reasonable, and proper for the purpose for which they were originally promulgated, as required by Executive Order No. 66 (1978). Therefore, pursuant to N.J.S.A. 30:4D-1 et seq., and 30:4J-8 et seq., and in accordance with N.J.S.A. 52:14B-5.1.c(1), these rules should be readopted and continue in effect for a seven-year period.

## LAW AND PUBLIC SAFETY

### (b)

#### DIVISION OF CONSUMER AFFAIRS LEGALIZED GAMES OF CHANCE CONTROL COMMISSION

##### Definitions: Location of Games; Premises with Alcoholic Beverage License

##### Adopted Amendments: N.J.A.C. 13:3-1.1 and 1.7

Proposed: May 21, 2018, at 50 N.J.R. 1246(a).

Adopted: September 12, 2018, by the Legalized Games of Chance Control Commission, Steven P. Layman, Chairperson.

Filed: May 7, 2019, as R.2019 d.057, **without change**.

Authority: N.J.S.A. 5:8-79 and P.L. 2015, c. 149.

Effective Date: June 3, 2019.

Expiration Date: November 13, 2021.

##### Summary of Public Comment and Agency Response:

The official comment period ended July 20, 2018. **The Commission received no comments.**

##### Federal Standards Statement

A Federal standards analysis is not required because the adopted amendments are governed by N.J.S.A. 5:8-79, and are not subject to any Federal requirements or standards.

Full text of the adoption follows:

#### SUBCHAPTER 1. ISSUANCE OF LICENSES BY MUNICIPAL GOVERNING BODIES

##### 13:3-1.1 Definitions: location of games

(a) The following words and terms when used in this chapter shall have the following meanings, unless the context clearly indicates otherwise:

...  
 “Recognized amusement park” means a commercially operated permanent business, open to the public at least 31 consecutive days annually, the location of which is designed and themed for the primary purpose of providing participatory amusements incorporating skill-based attractions, rides, or water slides licensed in accordance with N.J.S.A. 5:3-31 et seq., and food and merchandise concessions in permanent structures. Nothing in this definition shall prevent a license from being issued in any location that has had a license issued prior to May 16, 1988.

...  
 “Skill-based attraction” means an amusement utilizing a tangible object such as a ball, puck, or other portable object either alone or in competition with other on-premises guests, or requiring the exertion of physical, aerobic activity, such as dancing, climbing, running, or jumping rope, or any amusement that is predominantly skill-based and can be played in competition with other on-premises guests.

(b) (No change.)

##### 13:3-1.7 Premises with alcoholic beverage license

(a) Except as provided in (b) below, no amusement game license shall be issued for any premises that holds an alcoholic beverage license.

(b) An amusement game license may be issued for a premise that holds a plenary retail consumption alcoholic beverage license, if the premise is at least 20,000 square feet and includes at least 100 amusement games.