

**ADOPTIONS SECTION**

**HEALTH**

**PUBLIC HEALTH SERVICES BRANCH**

**DIVISION OF EPIDEMIOLOGY, ENVIRONMENTAL AND OCCUPATIONAL HEALTH**

**CANCER EPIDEMIOLOGY SERVICES**

**Notice of Readoption**

**Cancer Registry**

**Readoption: N.J.A.C. 8:57A**

Authority: N.J.S.A. 26:2-104 et seq., particularly 26:2-106.

Authorized By: Jeffrey A. Brown, Acting Commissioner, Department of Health, in consultation with the Public Health Counsel.

Effective Date: June 16, 2025.

New Expiration Date: June 16, 2032.

**Take notice** that pursuant to N.J.S.A. 26:2-104 et seq., the rules at N.J.A.C. 8:57A, Cancer Registry, were scheduled to expire on July 17, 2025.

N.J.S.A. 26:2-104 et seq. (Act), at 26:2-105, directs the Department of Health (Department) to establish standards for a State cancer registry comprising “a record of cases of cancer and specified cases of tumorous or precancerous disease that occur in New Jersey and other needed and appropriate information to conduct thorough and complete epidemiologic surveys of cancer and cancer-related diseases in this State and to apply appropriate preventive and control measures.” N.J.S.A. 26:2-106 directs the Commissioner of the Department, in consultation with the Public Health Council, to

promulgate rules implementing the Act by identifying the entities obliged to report to the State cancer registry, the data to be reported, and the manner of reporting.

N.J.A.C. 8:57A implements the Act. The chapter consists of Subchapter 1, Cancer Registry.

N.J.A.C. 8:57A-1.1, Purpose and scope, establishes the purpose and scope of the chapter, which is to implement the Act.

N.J.A.C. 8:57A-1.2, Incorporated and referenced documents, identifies publications to which the chapter refers and which the chapter incorporates by reference, as amended and supplemented.

N.J.A.C. 8:57A-1.3, Definitions, establishes definitions of terms the chapter uses.

N.J.A.C. 8:57A-1.4, Reporting of cancer; general requirements, establishes the general mandate that cancer cases are reportable to the Department.

N.J.A.C. 8:57A-1.5, Health care facility reporting, establishes the standards and procedures by which a health care facility is to report a case to the Department.

N.J.A.C. 8:57A-1.6, Physician, dentist, and other health care provider reporting, establishes standards and procedures by which a health care professional is to report a case to the Department, and the applicable penalty for noncompliance with the Act and the chapter.

N.J.A.C. 8:57A-1.7, Clinical laboratory reporting, establishes standards and procedures by which a clinical laboratory is to report a laboratory test result finding the presence of cancer or other specified tumorous and precancerous organisms to the

Department, and the applicable penalty for noncompliance with the Act and the chapter.

N.J.A.C. 8:57A-1.8, Health care insurer reporting, establishes standards and procedures by which a health care insurer or another third-party health care payer providing benefit plans to residents of the State is to report cases to the Department.

N.J.A.C. 8:57A-1.9, Supplemental information, establishes the duty of each entity with reporting obligations pursuant to the Act and the chapter to provide supplemental information upon Department request, as needed “to clarify medical or demographic data” about a reported case.

N.J.A.C. 8:57A-1.10, Access to information and records, identifies the obligation of each entity with reporting obligations to provide access to and submit on request its records and information about cases, the procedure by which the Department is to obtain a record or information from a reporting entity, the nonliability of a reporting entity for compliance with a Department request, and the standards governing access to records and information that the Department collects from a reporting entity.

N.J.A.C. 8:57A-1.11, Reportable diseases and conditions, identifies the cancer-related diagnoses that a reporting entity is to report to the Department.

N.J.A.C. 8:57A-1.12, Audit, letter, and notice of violations and enforcement actions, establishes standards and procedures by which the Department will enforce the chapter, and costs that the Department might assess against a noncompliant entity with reporting obligations.

N.J.A.C. 8:57A-1.13, Civil monetary penalties, establishes the penalties the Department might impose against a noncompliant entity with reporting obligations.

N.J.A.C. 8:57A-1.14, Failure to pay a penalty; remedies, establishes the remedies and procedures available to the Department when an entity with reporting obligations fails to pay a penalty that the Department assesses pursuant to the Act and the chapter.

N.J.A.C. 8:57A-1.15, Hearings, establishes the procedures by which an entity to which the Department issues a notice of violation and penalty assessment might request an administrative hearing to contest the Department's enforcement action.

N.J.A.C. 8:57A-1.16, Settlement of enforcement actions, establishes procedures and standards by which the Department might negotiate a settlement of an enforcement action.

The Department is developing a rulemaking to revise and update existing N.J.A.C. 8:57A, and anticipates filing this rulemaking with the Office of Administrative Law for processing in the ordinary course. However, this rulemaking could not be proposed prior to the expiration of existing N.J.A.C. 8:57A. The Acting Commissioner, in consultation with the Public Health Counsel, has reviewed N.J.A.C. 8:57A and determined that, pending the finalization of the anticipated rulemaking described above, the existing chapter remains necessary, proper, reasonable, efficient, understandable, and responsive for the purposes for which it was originally promulgated, as amended and supplemented over time, and should be readopted. Therefore, pursuant to N.J.S.A. 52:14B-5.1.c(1), N.J.A.C. 8:57A is readopted and shall continue in effect for a seven-year period.