

Proposed Expansions to Certificate of Need Exemptions for Maternity and Neonatology

Healthcare Law Update

Proposed Expansions to Certificate of Need Exemptions for Maternity and Neonatology

John D. Fanburg
Managing Member & Chair, Healthcare

Edward Hilzenrath
Member, Healthcare

Erika R. Marshall
Counsel, Healthcare

BRACH | EICHLER^{LLC}
Counsellors at Law

12/1/2025

[Senate Bill No. 4816](#), introduced in the New Jersey State Senate on October 27, 2025, would expand the Certificate of Need exemption list with respect to maternity and neonatology services in health care facilities. A Certificate of Need is required for the construction of a healthcare facility, the expansion of a healthcare facility, or the institution of a new healthcare service. The Bill would provide exemptions from the Certificate of Need requirement for: (1) an addition of intermediate or intensive bassinets in a health care facility that provides inpatient maternity services; and (2) an increase in the level of neonatal care designation of a health care facility that provides inpatient maternity services.

[Click Here to read the entire December 2025 Healthcare Law Update now!](#)

For more information, contact:

John D. Fanburg, Chair | 973.403.3107 | jfanburg@bracheichler.com

Edward Hilzenrath, HLU Editor | 973.403.3114 | ehilzenrath@bracheichler.com

Erika R. Marshall | 973.364.5236 | emarshall@bracheichler.com

Authors

The following attorneys contributed to this insight.



John D. Fanburg

Managing Member

Healthcare Law, Cannabis Industry

973.403.3107 • 973.618.5507 Fax

jfanburg@bracheichler.com



Edward Hilzenrath

Member

Healthcare Law

973.403.3114 • 973.618.5594 Fax

ehilzenrath@bracheichler.com



Erika R. Marshall

Counsel

Healthcare Law

973.364.5236 • 973.618.5954 Fax

emarshall@bracheichler.com