

## **LEGAL NOTICE**

### **STATE OF NEW JERSEY DEPARTMENT OF HUMAN SERVICES DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES**

#### **Alternative Benefit Plan Custodial Nursing Facility Services Intermediate Care Facilities for Individuals with Intellectual Disabilities**

#### **Behavioral Health Services Rates**

**TAKE NOTICE** that the New Jersey Department of Human Services (DHS), Division of Medical Assistance and Health Services intends to seek approval from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services (CMS), for a state plan amendment to the Alternative Benefit Plan (ABP) to include Managed Long Term Services and Supports. The ABP was established in accordance with the Patient Protection and Affordable Care Act (ACA) when New Jersey expanded Medicaid effective January 1, 2014 to parents and caretaker relatives and childless adults with income up to and including 133% of the federal poverty level. The ACA requires the establishment of an Alternative Benefit package for the Medicaid Expansion populations. The ABP must cover 10 Essential Health Benefits (EHBs) as described in section 1302(b) of the ACA and the State assures that there will be full access to EPSDT services for people under 21 years of age. A list of services can be found on the DHS website at the site listed below. The ABP will now include Mental Health and Substance Abuse Services and all the Medicaid State Plan benefits including Custodial Nursing Facility services and Intermediate Care Facilities for Individuals with Intellectual Disabilities.

As these populations are to be covered with 100% federal funding through September, 2016, there is no immediate state fiscal impact as a result of the establishment of the aforementioned alternative benefit package.

Additionally, the DHS intends to raise specific rates for Medicaid State Plan Behavioral Health services for both the Alternative Benefit Plan (ABP) and non-ABP population to more closely align with existing State Rates currently paid by the Division of Mental Health and Addiction Services. At this time, there is no significant net increase or

decrease in expenditures anticipated for SFY 2016 as a result of the adjustment of the fee schedule. The fee schedule is published on the Department's fiscal agent's website at <https://www.njmmis.com> under "rate and code information." Any necessary corresponding State Plan Amendments will be filed accordingly.

This Notice is intended to satisfy 42 C.F.R. 440.386 and all other Federal notice requirements. Notice of these changes is available for public review at the local Medical Assistance Customer Centers, County Welfare Agencies, and on the DHS website at <http://www.state.nj.us/humanservices/providers/grants/public/index.html>. Comments or inquiries must be submitted in writing by mail, e-mail, or fax within 30 days of the date of this notice to:

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