

LEGAL NOTICE

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

Cognitive Rehabilitation Therapy/Managed Care Enrollment Period/Reimbursement

PUBLIC NOTICE

TAKE NOTICE that the New Jersey Department of Human Services (DHS), Division of Medical Assistance of Health Services (DMAHS) intends to seek approval from the Centers for Medicare & Medicaid Services (CMS) for amendments to the New Jersey Medicaid (Title XIX) State Plan, the 1915(b) NJ FamilyCare Managed Care Waiver, and the 1915(b) Dual Eligibles Managed Care Waiver in order to implement State Fiscal Year (SFY) 2013 budget provisions and other program changes. These amendments are being proposed in order to clarify service coverage for individuals enrolled in managed care, and to generate cost savings to the State. This Notice is intended to satisfy the requirements of Federal law and regulations, specifically 42 U.S.C. § 1396a(a)(13) and 42 CFR 447.205.

- (a) DMAHS intends to submit a State Plan Amendment requiring hospital providers who render emergency services and/or any related hospitalization services to Medicaid and NJ FamilyCare beneficiaries enrolled in managed care, but that are not in-network providers of the managed care organization (MCO) in which the beneficiary is enrolled, to accept as payment in full no more than 95% of the fee-for-service rate for the services provided. This amendment, if approved, will take effect on the date of this notice. An anticipated savings of \$570,000 per month of federal and state funds for SFY 2013 is expected.
- (b) DMAHS intends to submit a State Plan Amendment to clarify that Cognitive Rehabilitation Therapy (CRT) is covered as an outpatient rehabilitation service by the Medicaid and NJ FamilyCare programs, for beneficiaries enrolled in fee-for-service and for beneficiaries enrolled in managed care other than through the authority of one of the two New Jersey 1915(b) managed care waivers.
- (c) DMAHS intends to submit amendments to the 1915(b) NJ FamilyCare Managed Care Waiver to clarify that CRT is covered as an outpatient rehabilitation service by the Medicaid and NJ FamilyCare programs for individuals, including children in foster care, who are enrolled in managed care.
- (d) DMAHS intends to submit amendments to the 1915(b) Dual Eligibles Managed Care Waiver to clarify that CRT is covered as an outpatient rehabilitation service

by the Medicaid and NJ FamilyCare programs for Medicare/Medicaid dually eligible individuals who are enrolled in managed care.

- (e) DMAHS intends to submit amendments to the State Plan, the 1915(b) NJ FamilyCare Managed Care Waiver, and the 1915(b) Dual Eligibles Managed Care Waiver to reduce the amount of time a beneficiary has to choose an MCO in which to enroll from 45 days to 30 days.

A copy of this Notice is available for public review at the local Medicaid Assistance Customer Centers and County Welfare Agencies.

In addition, a copy of this notice may be found on the DHS website under Public Notices at <http://www.state.nj.us/humanservices/providers/grant/public/index.html>.

Comments or inquiries must be submitted in writing within 30 days of the date of this notice to:

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