

ASSEMBLY, No. 4049

STATE OF NEW JERSEY

220th LEGISLATURE

INTRODUCED MAY 19, 2022

Sponsored by:

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Assemblywoman VERLINA REYNOLDS-JACKSON

District 15 (Hunterdon and Mercer)

Assemblyman DANIEL R. BENSON

District 14 (Mercer and Middlesex)

SYNOPSIS

Provides for presumptive eligibility for home and community-based services under Medicaid.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 6/2/2022)

1 AN ACT concerning presumptive eligibility for Medicaid home and
2 community-based services and supplementing Title 30 of the
3 Revised Statutes.

4

5 BE IT ENACTED by the Senate and General Assembly of the State
6 of New Jersey:

7

8 1. a. The Department of Human Services shall provide for the
9 presumptive eligibility for home and community-based services
10 under Medicaid for an individual who is: seeking home and
11 community-based services; awaiting an eligibility determination for
12 Medicaid and any applicable Medicaid waiver program offering
13 home and community-based services; and likely to be financially
14 and clinically eligible for Medicaid and any applicable Medicaid
15 waiver program offering home and community-based services, as
16 determined by the department.

17 b. The department shall provide Medicaid coverage for eligible
18 home and community-based services to an individual who is
19 granted presumptively eligibility pursuant to this section. Coverage
20 provided under this subsection shall begin upon the receipt of an
21 individual's request for services, pursuant to subsection c of this
22 section, and shall be terminated if the individual is determined
23 clinically or financially ineligible for home and community-based
24 services under Medicaid during the eligibility determination
25 process.

26 c. An individual seeking presumptive eligibility for home and
27 community-based services under Medicaid shall submit a request to
28 the department in a manner and form as determined by the
29 commissioner.

30 d. The individual granted presumptive eligibility pursuant to this
31 section shall be required to submit a completed application for
32 Medicaid and any applicable Medicaid waiver program offering
33 home and community-based services no later than the end of the
34 month following the month in which presumptive eligibility is
35 granted.

36 e. The department shall provide each individual granted
37 presumptive eligibility pursuant to this section a written notice
38 explaining the terms and conditions of presumptive eligibility and
39 the home and community-based services the individual will be
40 eligible to receive.

41 f. The commissioner shall apply for such State plan amendments
42 or waivers as may be necessary to implement the provisions of this
43 section and to secure federal financial participation for State
44 Medicaid expenditures under the federal Medicaid program.

45 g. As used in this section:

46 "Commissioner" means the Commissioner of Human Services.

47 "Department" means Department of Human Services.

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2 community-based services the individual will be eligible to receive.

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4 waivers as may be necessary to implement the provisions of this bill
5 and to secure federal financial participation for State Medicaid
6 expenditures under the federal Medicaid program.