

[Second Reprint]

ASSEMBLY, No. 4914

STATE OF NEW JERSEY

220th LEGISLATURE

INTRODUCED DECEMBER 5, 2022

Sponsored by:

Assemblyman HERB CONAWAY, JR.

District 7 (Burlington)

Assemblyman STERLEY S. STANLEY

District 18 (Middlesex)

Assemblywoman ANGELA V. MCKNIGHT

District 31 (Hudson)

Co-Sponsored by:

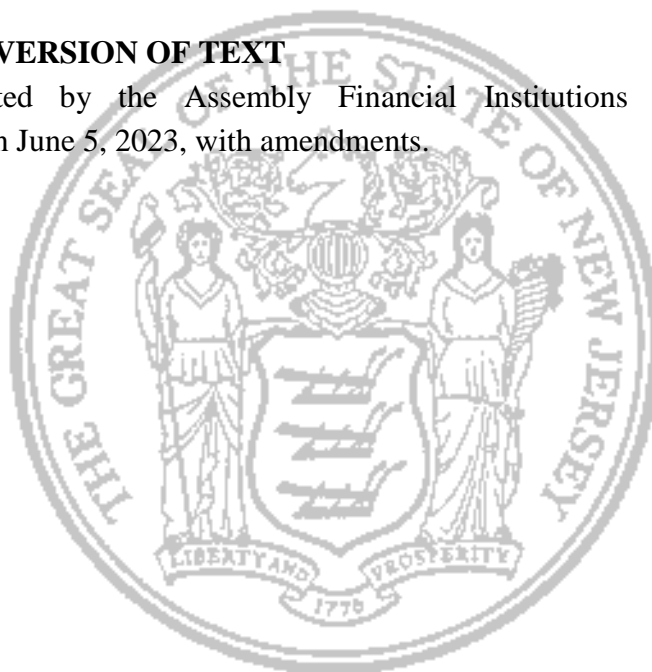
**Assemblywomen Jimenez, Murphy, Speight, Reynolds-Jackson and
Assemblyman Freiman**

SYNOPSIS

Establishes "Hospital at Home Act."

CURRENT VERSION OF TEXT

As reported by the Assembly Financial Institutions and Insurance
Committee on June 5, 2023, with amendments.



(Sponsorship Updated As Of: 6/5/2023)

1 AN ACT concerning acute hospital care and supplementing Title 26
2 of the Revised Statutes.

3
4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*

6
7 1. This act shall be known and may be cited as the "Hospital at
8 Home Act."

9
10 2. As used in this act:

11 "Carrier," "covered person," and "health benefits plan," shall
12 have the same meaning as provided for those terms under section 2
13 of P.L.1997, c.192 (C.26:2S-2).

14 "Department" means the Department of Health.

15 "Hospital" means ¹[a general] an¹ acute care hospital licensed
16 pursuant to P.L.1971, c.136 (C.26:2H-1 et seq.).

17 "Program" means the hospital at home program established by
18 the department pursuant to section 3 of this act.

19
20 3. a. Notwithstanding any provision of law to the contrary, the
21 department shall establish a program to permit a hospital to provide
22 acute care services to ¹[a covered person] an individual¹ outside of
23 the hospital's licensed facility and within a private residence
24 designated by the ¹[covered person] individual¹. The program
25 shall be established in a manner that is consistent with the
26 provisions of the Acute Hospital Care at Home Program, as
27 authorized by the federal Centers for Medicare and Medicaid
28 Services.

29 b. Any hospital previously in receipt of a waiver to operate, or
30 otherwise approved to participate in the Centers for Medicare and
31 Medicaid Services's Acute Hospital Care at Home Program prior to
32 the effective date of this act, shall be permitted to operate or to
33 continue to operate the program in the same manner as previously
34 permitted under federal law, and shall be integrated into the
35 program established pursuant to this section.

36
37 4. The NJ FamilyCare and Medicaid programs, and any carrier
38 that offers a health benefits plan in this State, shall provide
39 coverage ¹[and payment]¹ for acute hospital care services delivered
40 ¹by a credentialed health care provider¹ to a covered person through
41 the program established pursuant to section 3 of this act, on the
42 same basis as when services are delivered within the facilities of a
43 hospital. Reimbursement payments under this section shall be
44 provided to the hospital, facility, or organization providing the
45 services or the individual practitioner who delivered the

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

Matter enclosed in superscript numerals has been adopted as follows:

¹Assembly AHE committee amendments adopted March 9, 2023.

²Assembly AFI committee amendments adopted June 5, 2023.

1 reimbursable services, or to the agency, facility, or organization that
2 employs or contracts with the individual practitioner who delivered
3 the reimbursable services, as appropriate. Carriers shall not utilize
4 more stringent utilization management criteria than apply when
5 those services are provided within the facilities of a hospital.

6
7 5. The Commissioner of Human Services shall apply for any
8 State plan amendments or waivers as may be necessary to
9 implement the provisions of this act and to secure federal financial
10 participation for State Medicaid expenditures under the federal
11 Medicaid program.

12
13 6. The Commissioners of Health and Human Services shall
14 jointly or separately adopt rules and regulations, in accordance with
15 the “Administrative Procedure Act,” P.L.1968, c.410 (C.52:14B-1
16 et seq.), if necessary to effectuate the provisions of this act. The
17 Commissioners of Health and Human Services shall jointly or
18 separately waive any rules or regulations if necessary to implement
19 the provisions of this act.

20
21 7. This act shall take effect ²**[immediately]** on the 120th day
22 next following enactment².