

SENATE, No. 3228

STATE OF NEW JERSEY
220th LEGISLATURE

INTRODUCED OCTOBER 27, 2022

Sponsored by:

Senator RICHARD J. CODEY

District 27 (Essex and Morris)

Senator ROBERT W. SINGER

District 30 (Monmouth and Ocean)

Co-Sponsored by:

Senator Diegnan

SYNOPSIS

Revises eligibility criteria for adult medical day care services.

CURRENT VERSION OF TEXT

As introduced.



(Sponsorship Updated As Of: 11/27/2023)

1 AN ACT concerning adult medical day care and supplementing Title
2 30 of the Revised Statutes.

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

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7 1. a. As used in this section:

8 "Activity of daily living" means a function or task that is
9 completed for self-care. "Activity of daily living" includes, but is
10 not limited to: dressing, bathing, toilet use, transfer, locomotion,
11 bed mobility, and eating.

12 "Adult medical day care" means a community-based group
13 program designed to meet the needs of functionally or cognitively
14 impaired adults through an individual plan of care structured to
15 provide a variety of health, social, and related support services in a
16 protective setting during any part of a day but less than 24 hours.

17 b. A Medicaid enrollee shall be deemed eligible to receive adult
18 medical day care services if the individual:

19 (1) requires assistance or supervision with an activity of daily
20 living;

21 (2) possesses a letter or prescription from a physician
22 recommending adult medical day care services; and

23 (3) furnishes an up-to-date copy of the individual's medical
24 history and a current report of a physical examination of the
25 individual completed by a physician.

26

27 2. The Commissioner of Human Services shall apply for such
28 State plan amendments or waivers as shall be necessary to
29 implement the provisions of this act.

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31 3. The Commissioner of Human Services may adopt rules and
32 regulations, in accordance with the "Administrative Procedure Act,"
33 P.L.1968, c.410 (C.52:14B-1 et seq.), as are necessary to effectuate
34 the provisions of this act.

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36 4. This act shall take effect immediately.

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39 **STATEMENT**

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41 This bill revises the eligibility criteria for adult medical day care
42 services.

43 Under the bill, a Medicaid enrollee is to be deemed eligible to
44 receive adult medical day care services if the individual: (1)
45 requires assistance or supervision with at least one activity of daily
46 living; (2) possesses a letter or prescription from a physician
47 recommending the individual receive adult medical day care
48 services; and (3) furnishes an up-to-date copy of the individual's

1 medical history and a current report of a physical examination of
2 the individual completed by a physician.

3 The bill defines "activity of daily living" to mean a function or
4 task that is completed for self-care. "Activity of daily living" is to
5 include, but is not to be limited to: dressing, bathing, toilet use,
6 transfer, locomotion, bed mobility, and eating. "Adult medical day
7 care" means a community-based group program designed to meet
8 the needs of functionally or cognitively impaired adults through an
9 individual plan of care structured to provide a variety of health,
10 social, and related support services in a protective setting during
11 any part of a day but less than 24 hours.

12 Adult medical day care allows individuals with a functional
13 impairment to remain in a community setting, rather than being
14 institutionalized, and is the preferred method of providing services
15 to this population. It is the sponsor's belief that the current
16 eligibility criteria for adult medical day care services are too
17 onerous, and prevent people who would benefit from adult medical
18 day care services from receiving those services while remaining in
19 their own communities. It is the sponsor's intent to ease the
20 eligibility criteria for adult medical day care services in order to
21 expand the population benefitting from those services.