

[First Reprint]

**SENATE, No. 3626**

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**STATE OF NEW JERSEY**  
**220th LEGISLATURE**

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INTRODUCED FEBRUARY 23, 2023

**Sponsored by:**

**Senator JOSEPH F. VITALE**

**District 19 (Middlesex)**

**Senator TROY SINGLETON**

**District 7 (Burlington)**

**Co-Sponsored by:**

**Senator Singer**

**SYNOPSIS**

Establishes "Hospital at Home Act."

**CURRENT VERSION OF TEXT**

As reported by the Senate Health, Human Services and Senior Citizens Committee on May 11, 2023, with amendments.



**(Sponsorship Updated As Of: 5/11/2023)**

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 have  
12 the same meaning as provided for those terms under section 2 of  
13 P.L.1997, c.192 (C.26:2S-2).

14 "Department" means the Department of Health.

15 "Hospital" means <sup>1</sup>[a general] an<sup>1</sup> 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 the  
18 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 <sup>1</sup>[a covered person] an individual<sup>1</sup> outside of  
23 the hospital's licensed facility and within a private residence  
24 designated by the <sup>1</sup>[covered person] individual<sup>1</sup>. The program shall  
25 be established in a manner that is consistent with the provisions of the  
26 Acute Hospital Care at Home Program, as authorized by the federal  
27 Centers for Medicare and Medicaid Services.

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

35  
36 4. The NJ FamilyCare and Medicaid programs, and any carrier  
37 that offers a health benefits plan in this State, shall provide coverage  
38 <sup>1</sup>[and payment]<sup>1</sup> for acute hospital care services delivered <sup>1</sup>by a  
39 credentialed health care provider<sup>1</sup> to a covered person through the  
40 program established pursuant to section 3 of this act, on the same basis  
41 as when services are delivered within the facilities of a hospital.  
42 Reimbursement payments under this section shall be provided to the  
43 hospital, facility, or organization providing the services or the  
44 individual practitioner who delivered the reimbursable services, or to

**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:

<sup>1</sup>Senate SHH committee amendments adopted May 11, 2023.

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