

CHAPTER 81

MEDICAID ADMINISTRATION

Authority

N.J.S.A. 30:4D-1 et seq.

Source and Effective Date

R.1997 d.354, effective September 2, 1997.
See: 29 N.J.R. 2512(a), 29 N.J.R. 3856(a).

Executive Order No. 66(1978) Expiration Date

Chapter 81, Medicaid Administration, expires on August 8, 2002.

Chapter Historical Note

Chapter 81, Medicaid Administration, was adopted as R.1997 d.354, effective September 2, 1997, with Subchapter 1, Administration. See: Source and Effective Date. As a part of R.1997 d.354, Subchapter 2, Home Care Expansion Program; Subchapter 3, Pharmaceutical Assistance to the Aged and Disabled; Subchapter 4, Lifeline Programs; and Subchapter 5, Hearing Aid Assistance to the Aged and Disabled, were recodified from N.J.A.C. 10:49-18, and 21 through 23, respectively.

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SUBCHAPTER 1. ADMINISTRATION

8:81-1.1 Purpose and scope

(a) In accordance with the Reorganization Plan No. 001-1996, this chapter sets forth the requirements for certain functions of the New Jersey Medicaid Program administered by the Department of Health and Senior Services.

(b) The administrative requirements for the Medicaid Program are set forth in N.J.A.C. 10:49, jointly adopted by both the Commissioners of the Department of Human Services and the Department of Health and Senior Services as applicable to those programs.

SUBCHAPTER 2. HOME CARE EXPANSION PROGRAM

8:81-2.1 Introduction

(a) The Home Care Expansion Program (HCEP) (P.L. 1988, c.92), as set forth in N.J.S.A. 30:4E-6, is a Casino Revenue funded program. The intent of the legislation is to offer home care services to elderly and disabled persons in New Jersey who are at risk of institutionalization and whose income and resources exceed the financial requirements for Medicaid or the Community Care Program for the Elderly and Disabled (CCPED). It is anticipated that the provision of home care service will delay or prevent institutionalization. HCEP is available Statewide. Program slots are allocated to each county.

(b) The Division of Senior Services has the responsibility for overall administration of the program and for monitoring the case management sites. The determination of eligibility and cost-share billing and collection is the responsibility of the Division's Bureau of Pharmaceutical Assistance to the Aged and Disabled (PAAD).

Amended by R.1997 d.354, effective September 2, 1997.
See: 29 N.J.R. 2789(b), 29 N.J.R. 3856(a).
In (b), amended Division name.

8:81-2.2 Services

(a) HCEP can provide payment for a limited package of services including:

1. Case management services;
 - i. Case management is provided by a nurse or social worker. Case managers are responsible for assessing need for care, planning, locating, coordinating and monitoring the services designed to meet individual needs of persons being served. Case management services, provided by a variety of agencies, also include

responsibility for the development of a service plan with input from the client/family, attending physician and provider agencies, and for monitoring the cost of the service package, and calculating cost-share liability;

2. Home health care over and above what Medicare allows;
3. Homemaker services;
4. Medical day care;
5. Non-emergency medical transportation;
6. Respite care to relieve caregiver for short periods of time; and
7. Social day care.

(b) Cost limitations/requirements for HCEP are as follows:

1. Total costs for HCEP are restricted by the amount of money appropriated to the Division of Medical Assistance and Health Services from the Casino Revenue Fund. The number of HCEP slots and the per person costs are limited in order to stay within these appropriated monies. The cost for care for each individual is limited to a percentage of the cost of nursing home care which will be determined periodically. There is no payment for services provided before enrollment in the program.
2. Clients may be required to share in the cost of their care. The amount of this cost-share is determined by the individual's income, the cost of the services, and the additional medical or remedial care received. Non-payment of this cost-share will result in termination from the program.

8:81-2.3 Eligibility requirements

(a) To qualify for HCEP services, an individual 65 or over must:

1. Need long-term home care services which are medically necessary to avoid or delay institutionalization;
2. Be eligible for Medicare or have other health care insurance which includes hospital and physician coverage; and
3. Have an annual income of less than \$18,000 if single, or if married, less than \$21,000 in combination with that of his/her spouse. Liquid resources must be less than \$15,000 for single or married persons.

(b) To qualify for HCEP services, an individual under 65 must also:

1. Be receiving Social Security disability benefits; or

2. Be determined disabled by the Social Security Administration, or the New Jersey Division of Medical Assistance and Health Services, Disability Review Section; and also

3. Be eligible for Medicare or have other health care insurance which includes hospital and physician coverage.

8:81-2.4 Application

Application for HCEP can be made to PAAD, by calling the toll-free number, 1-800-792-9745. Inquiries about the program should be directed to the Division's Office of Home Care Programs at (609) 588-2620.

SUBCHAPTER 3. PHARMACEUTICAL ASSISTANCE TO THE AGED AND DISABLED (PAAD)

8:81-3.1 Introduction

(a) Pharmaceutical Assistance to the Aged and Disabled (PAAD) is a unique State-funded program to help certain New Jersey residents pay for prescription medicines and certain pharmacy items. A person who applies and is approved will receive a PAAD Eligibility Card (see Appendix, N.J.A.C. 10:49). A PAAD eligible person must pay a \$2.00 copayment for each prescribed drug to the pharmacy. PAAD pays the rest.

1. Legend drugs, insulin, insulin syringes and needles and certain diabetic testing materials are covered. Drugs that the Food and Drug Administration determines to be proven not effective are not covered.

8:81-3.2 Eligibility requirements

(a) To qualify for PAAD, a person:

1. Must have been a New Jersey resident at a permanent address for at least 30 days before applying. Residence must not be seasonal or temporary but a legally established residence; and
2. Must meet the annual income criteria established by the New Jersey State Legislature for a single individual and/or married couples; and
3. Must be 65 years of age or older; or
4. Must be receiving Federal Social Security Disability benefits and be at least 18 years of age and under 65; and
5. Must not have any other health insurance or retirement benefits which provide prescription coverage, equal to, or better than, PAAD benefits, or may not be receiving Medicaid prescription benefits.