

CHAPTER 74

**MANAGED HEALTH CARE SERVICES
FOR MEDICAID ELIGIBLES**

Authority

N.J.S.A. 30:4D-7 and 7.

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Executive Order No. 66(1978) Expiration Date

Pursuant to Executive Order No. 66(1978), Chapter 74, Managed Health Care Services for Medicaid Eligibles, expires on June 19, 2000.

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SUBCHAPTER 1. GENERAL PROVISIONS

10:74-1.3 Definitions

The following words and terms, when used in this subchapter, shall have the following meanings unless the context clearly indicates otherwise.

“AFDC” means Aid to Families with Dependent Children, a cash assistance program administered by the counties, supervised by the State in accordance with Federal requirements and administered with State and Federal funds.

“AFDC-related” refers to pregnant women and children who are enrolled in the New Jersey Care ... Special Medicaid programs.

“Automatic assignment” means the enrollment of an eligible person, for whom enrollment is mandatory, in a managed care plan chosen by the New Jersey Department of Human Services when the persons fails to make a personal choice.

“Benefit package” means the services which the contractor has agreed to provide, arranged for, and be held fiscally responsible for, which are set forth in N.J.A.C. 10:74-3.1, Scope of benefits.

“Bilingual” means, at a minimum, English and Spanish plus any other language which is spoken by 10 percent or

more of the enrolled Medicaid population in the contractor's plans.

"Capitation rate" means the fixed monthly amount that the contractor is paid by the Department for each enrollee to provide that enrollee with the services included in the Benefit Package described in N.J.A.C. 10:74-3.1.

"Certificate of authority" means the granting of authority by the New Jersey Departments of Insurance and Health to operate an HMO in New Jersey in compliance with N.J.S.A. 26:2J-3 and 4 and N.J.A.C. 8:38-1.

"Certified nurse-midwife (CNM)" means a registered professional nurse licensed in New Jersey who, by virtue of added knowledge and skill gained through an organized program of study and clinical experience, receives certification by the American College of Nurse-Midwives. A CNM shall be licensed by and registered with the New Jersey Board of Medical Examiners.

"Certified nurse practitioner/clinical nurse specialist (CNP/CNS)" means a person licensed to practice as a registered professional nurse who is certified by the New Jersey State Board of Nursing in accordance with N.J.A.C. 13:37-7, or similarly licensed and certified by a comparable agency of the state in which he or she practices.

"Commissioner" means the Commissioner of the Department of Human Services or a duly authorized representative.

"Contractor" means a health maintenance organization as defined herein which contracts with the Department for the provision of comprehensive health services to Medicaid enrollees on a prepayment basis.

"Cultural competence" means acceptance of, and respect for, cultural differences, sensitivity to how these differences influence relationships with patients/clients and the ability to devise strategies to better meet culturally diverse patients' needs.

"CWA" means county welfare agency, that agency of county government which is charged with the responsibility for determining eligibility for certain public assistance programs.

"Department" means the Department of Human Services.

"Director" means the Director of the Division of Medical Assistance and Health Services or a duly authorized representative.

"Disenrollment" means the process of removal of an enrollee from the contractor's plan, not from the Medicaid Program.

"Division" means the Division of Medical Assistance and Health Services of the Department (DMAHS).

"Division of Youth and Family Services" (DYFS) means the component of the New Jersey Department of Human Services which provides comprehensive social services for children, families and adults. DYFS beneficiaries who are eligible for Medicaid are financially eligible children in foster care or other State supported placements who are under the supervision of DYFS, and children who have been placed in private adoption agencies until they are legally adopted or in subsidized adoptions.

"Effective date of enrollment" means the date on which a person can begin to receive services under the contractor's plan.

"Emergency services" means those services within or outside of the contractor's enrollment area, required to be provided to an enrollee as a result of an injury or the sudden onset of a serious illness having the potential of causing immediate disability or death, or requiring the immediate alleviation of severe pain, or the time required to reach the contractor's facilities or the facilities of a provider with which the contractor has arrangements, would have meant risk of permanent damage to the recipient's health.

"Enrollee" or "enrolled beneficiary" means an individual residing within the defined service area, who elects or has had elected on his or her behalf by an authorized person, in writing, to participate in the specific contractor's plan, whether through the mandatory managed care coverage or on an individual, voluntary basis, and who meets specific Medicaid eligibility requirements for Plan enrollment agreed to by the Department and the contractor, at N.J.A.C. 10:74-6.

"Enrollment" for the voluntary program means the process by which certain Medicaid eligible individuals voluntarily enroll in an HMO for the provision of health services and by which such application is approved.

"Enrollment" for the mandatory managed health care program means the process whereby specified Medicaid beneficiaries are required to join an HMO to receive the health services unless otherwise exempted or excluded.

"Enrollment area" is established by county boundaries, within which the HMO limits its enrollment, in accordance with its contract with the Department.

"EPSDT" means Early and Periodic Screening, Diagnosis and Treatment Program mandated by Title XIX of the Social Security Act.

"Excluded services" means services covered under the fee-for-service Medicaid program that are not included in the benefit package.