



State of New Jersey
DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
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JON S. CORZINE
Governor

JENNIFER VELEZ
Commissioner

JOHN R. GUHL
Director

MEDICAID COMMUNICATION NO: 09-13

DATE: September 3, 2009

TO: County Welfare Agency (CWA) Directors
NJ FamilyCare Liaisons
Medicaid Only Supervisors
Statewide Eligibility Determination Agency
Institutional Services Section Area Supervisors
Document Control Unit Coordinators

SUBJECT: Clarification of Retroactive Termination Policy

Historically, Division of Medical Assistance and Health Services policy did not allow retroactive terminations. Medicaid eligibility system edits are being changed to support this already existing policy.

All terminations, except for death or institutionalization, must be cut-off date appropriate, meaning that it cannot be any earlier than the next cut-off date. The list of these cut-off dates is issued annually to eligibility determining agencies.

Example: A termination transaction processed on April 24th (a date past the April cut-off date) may not carry a termination date earlier than May 31st, except for death or institutionalization.

Even if a worker learns of a situation that occurred in the past, where a client should not have been eligible for NJ FamilyCare/Medicaid, the termination must be cut-off date appropriate. However, in a case where ineligibility exists retroactively, the respective eligibility agency should take action to determine the incorrectly paid benefits period and follow agency appropriate recovery processes. CWAs should submit request forms for claims paid during the agency's determined period of ineligibility to Susan Shipp of this Division's Office of Legal and Regulatory Affairs. More information regarding the requests and processes are available by calling 609-588-3034 or 609-588-2700.

Future termination dates are always permitted.

If you have any questions regarding this policy clarification, please contact the field representative assigned to your county at 609-588-2556.

Sincerely,

John R. Guhl
Director

JRG:G

c: Jennifer Velez, Commissioner
Department of Human Services

William Ditto, Executive Director
Division of Disability Services

Kevin Martone, Deputy Commissioner
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