

LEGAL NOTICE
STATE OF NEW JERSEY
DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
DIVISION OF AGING SERVICES

TAKE NOTICE that the New Jersey Department of Human Services, Division of Medical Assistance and Health Services and Division of Aging Services, intends to include an amendment to the renewal application for the New Jersey 1115 Comprehensive Waiver (Waiver) Demonstration to the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services.

Specifically, New Jersey is seeking to introduce the Jersey Assistance for Community Caregiving (JACC) program into the Waiver. JACC provides a broad array of in-home services to enable an individual, at risk of placement in a nursing facility and who meets income and resource requirements, to remain in his or her community home. By providing a uniquely designed package of supports for the individual, JACC delays or prevents placement in a nursing facility. JACC is currently funded through state dollars.

JACC targets seniors 60 years of age or older who have limited income and resources and provides them with long-term services and supports (LTSS) that will help them maintain their independence or self-care. JACC includes many of the services and provider agencies as those offered under Managed Long Term Services and Supports (MLTSS). Services include, but are not limited to, personal care attendance, medical/social adult day services, respite care for unpaid caregivers, home delivered meals, chore services, home modifications, non-medical transportation, durable medical equipment, personal emergency response systems and care management. Individuals in JACC will not be entitled to State Plan Medicaid.

The financial eligibility requirements for JACC consist of monthly income that is no more than 365% of the Federal Poverty Level (FPL), with resources at or below \$40,000 for a single person and \$60,000 for a married couple. These resource limits are consistent with the amount that an individual would pay privately over the course of 180 days if the individual were living in a nursing facility (NF). This calculation is based on the estimated annual cost of \$127,750 that an individual would privately pay for long-term care in an NF in New Jersey.

N.J.A.C. 8:85-1.8, which addresses Medicaid Pre-Admission Screening (PAS), admission and authorization, allows for individuals in the community to enroll in a Medicaid-participating NF if they are financially eligible for Medicaid or may become financially eligible for Medicaid within 180 days of admission to an NF. JACC also conforms to the Medicaid clinical eligibility standard outlined in N.J.A.C. 8:85-1.8. N.J.A.C. 8:85-1.8 stipulates that the New Jersey Medicaid program shall not pay for NF services provided to a resident paying from private funds who has applied for Medicaid benefits unless professional staff designated by the Department has determined that the resident is clinically eligible to receive NF services through the Pre-Admission Screening Process (PAS).

JACC participants will contribute towards their services through sliding scale fees that are used to offset program expenditures. Consumers, whose incomes are at or below 133% of the FPL, will not be required to contribute towards their cost of services.

The estimated cost of JACC for State Fiscal Year (SFY) 18 is \$10 million (\$7.5 million state funds and \$2.5 million federal funds) and the estimated cost for SFY 19 is \$10 million (\$5 million state funds and \$5 million federal funds). The approximate annual enrollment in JACC is 1,500 participants. The enrollment is not expected to change with this amendment to the renewal application for the Waiver.

A copy of this Notice is available at the local Area Agencies on Aging, Adult Protective Services, Medical Assistance Customer Centers, and County Welfare Agencies and is intended to satisfy all Federal notice requirements. Comments or inquiries must be submitted in writing within 30 days of the date of this Notice. Comments or inquiries can be sent to:

By e-mail: margaret.rose@dhs.state.nj.us

By mail or fax: Margaret Rose
 Division of Medical Assistance and Health Services
 Office of Legal and Regulatory Affairs
 P.O. Box 712
 Trenton, New Jersey 08625-0712

Fax: 609-588-7343

By delivery: Margaret Rose, DMAHS
 6 Quakerbridge Plaza
 Mercerville, NJ 08619