

PUBLIC NOTICE

HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

Notice of Action on Petition for Rulemaking

Managed Health Care Services for Medicaid and NJ FamilyCare Beneficiaries

N.J.A.C. 10:74-3.3

Petitioner: Curtis D. Edmonds, Esq.

Take notice that on August 11, 2016, the Division of Medical Assistance and Health Services in the Department of Human Services (Department) received a petition for rulemaking pursuant to N.J.S.A. 52:14B-4(f) and N.J.A.C. 1:30-4.1 and 4.2 from Curtis D. Edmonds, Esq. (petitioner). The petitioner asks the Department to amend its rules at N.J.A.C. 10:74-3.3 by adding a new subsection (b) that would require any Managed Care Organization providing health care services to Medicaid and NJ FamilyCare Plans A, B, and C beneficiaries to approve medically necessary investigational or experimental services to those beneficiaries, as set forth in N.J.A.C. 10:74-3.3(a). The petition states that such action would assist beneficiaries who would otherwise receive denials of medically necessary services that are investigational or experimental in nature, and who consequently would have to file and await an appeal decision, during which time, their health could decline.

Take further notice in accordance with N.J.A.C. 1:30-4.2(a)3, the Department has determined to refer the matter for further deliberation, in order to

allow for sufficient review of the petition.

The notice of receipt of rulemaking was published in the October 3, 2016, issue of the New Jersey Register at 48 N.J.R. 2078(a).

A copy of this notice will be mailed concurrently to the petitioner and filed with the Office of Administrative Law.