

**STATE OF NEW JERSEY
DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES
Advance Care Planning**

TAKE NOTICE that the Department of Human Services, Division of Medical Assistance and Health Services (DMAHS) intends to seek any required approval and/or file a Title XIX Medicaid State Plan Amendment with the U.S. Department of Health and Human Services Centers for Medicare and Medicaid Services in order to implement the approved 2019 Appropriations Act as follows. Notwithstanding the provisions of any law or regulation to the contrary, medical professionals may be reimbursed for advance care planning (ACP) visits consistent with current Medicare reimbursement policy. Advance care planning includes the discussion about the care a beneficiary would want to receive if they become unable to speak for themselves including the explanation and discussion of advance directives such as standard forms (with the completion of such forms, when performed), by the physician or other qualified health professional face-to-face with the patient, family member(s), and /or surrogate. ACP services may be billed by physicians and non-physicians practitioners whose scope of practice and benefit category include the services described by the applicable CPT code. They may also be billed by hospitals.

The fee schedule is published on the Department's fiscal agent's website at <https://www.njmms.com> under "rate and code information." The estimated total costs for SFY 2019 and SFY 2020 are projected to be \$1.5M each year (\$750K state share, \$750K federal share).

This Notice is intended to satisfy the requirements of Federal statutes and regulations, specifically 42 CFR §447.205. A copy of this Notice is available for public review at the Medical Assistance Customer Centers, County Welfare Agencies, and the Department's website at:

<http://www.state.nj.us/humanservices/providers/grants/public/index.html>.

Comments or inquiries must be submitted in writing within 30 days of the date of this notice to:

Division of Medical Assistance and Health Services

Office of Legal & Regulatory Affairs

Attention: Margaret Rose

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