Advance Notice of Proposed Rulemaking:  
Proposed Amendments to Administration Manual (N.J.A.C. 10:49)

This is advance notice that the New Jersey Department of Human Services and its Division of Medical Assistance and Health Services intend to propose amendments to the Medicaid/NJ FamilyCare program’s Administration Manual, at N.J.A.C. 10:49. The anticipated rulemaking will amend subchapter N.J.A.C. 10:49-14, Recovery of Payments and Sanctions.

The proposed amendments will:
- Clarify current DMAHS policies and procedures related to the recovery of correctly or incorrectly paid Medicaid/NJ FamilyCare benefits from either a Medicaid/NJ FamilyCare beneficiary or former beneficiary or the estate of that individual.
- Require long term care facilities and specified individuals associated with a deceased Medicaid/NJ FamilyCare beneficiary to notify DMAHS of the death of the beneficiary.
- Clarify the role of the county board of social services (CBOSS) in the recovery of incorrectly paid cash or medical benefits and the circumstances in which the CBOSS may retain a portion of the recovered funds.
- Require the Medicaid/NJ FamilyCare beneficiary to notify the CBOSS of a change in resources that will affect eligibility.
- Explain the procedure for submitting voluntary payments to DMAHS.
- Allow for the recovery of overpayments to providers and related parties in accordance with N.J.S.A. 30:4D-7.h.

Additional technical amendments are designed to update the names or contact information of any program, agency, or other resource provided; correct grammar, spelling, and punctuation; improve the organization of the chapter, correct codification errors and/or cross-references; and eliminate unnecessary, duplicative, and superseded text.

This notice provides you with an opportunity to submit informal comments regarding such anticipated amendments by November 29, 2019.

Please send any comments that you have regarding this advance notice of the upcoming proposed amendments to:

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There will also be a 60-day comment period to submit formal comments on any actual proposed amendments subsequent to a publication of such a proposal in the New Jersey Register. Notice of any such proposal shall be posted on this website.

Thank you for your interest in the New Jersey Medicaid/NJ FamilyCare program.