

ASSEMBLY, No. 760

STATE OF NEW JERSEY

Introduced Pending Technical Review by Legislative Counsel

PRE-FILED FOR INTRODUCTION IN THE 1996 SESSION

By Assemblywoman BUONO and Assemblyman ROMANO

1 AN ACT allowing recipients of the "Pharmaceutical Assistance to the
2 Elderly and Disabled" program to designate third parties to receive
3 certain notices and supplementing P.L.1975, c.94 (C.30:4D-20 et
4 seq.).

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6 **BE IT ENACTED** by the Senate and General Assembly of the State
7 of New Jersey:

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9 1. The Commissioner of Human Services shall permit recipients of
10 the "Pharmaceutical Assistance to the Aged and Disabled" program,
11 established pursuant to P.L.1975, c.94 (C.30:4D-20 et seq.) to
12 designate a third party to whom the commissioner shall transmit
13 renewal and cancellation notices.

14 The recipient shall notify the program that a third party has been so
15 designated. The notification shall be delivered to the program by
16 certified mail, return receipt requested, and shall be effective not later
17 than 10 business days from the date of receipt by the program. The
18 notification shall contain, in writing, an acceptance by the third party
19 designee to receive renewal and cancellation notices from the program.
20 If the third party designee desires to terminate the status as a third
21 party designee, the designee shall provide written notice to both the
22 program and the recipient. If the recipient desires to terminate the
23 third party designation, the recipient shall provide written notice to the
24 program.

25 The transmission to the third party designee of any notice of
26 renewal or cancellation shall be in addition to a copy of the document
27 transmitted to the recipient and all notices transmitted to the third
28 party shall be mailed in an envelope clearly marked on its face with the
29 following: "IMPORTANT PAAD INFORMATION: OPEN
30 IMMEDIATELY". The renewal or cancellation notice transmitted to
31 the third party shall be governed by the same law and policy provisions
32 which govern the notice being transmitted to the recipient.
33 Designation as a third party shall not constitute acceptance of any
34 liability by the third party for services provided to the recipient.

35 The commissioner shall notify program recipients annually, in

1 writing, of the availability of the third party designee notice
2 procedures and provide information on how the recipient can
3 commence this procedure; except that notice need not be provided
4 once a recipient has made a designation.

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6 2. This act shall take effect on the 120th day following enactment.

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9 STATEMENT

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11 This bill allows recipients of the "Pharmaceutical Assistance to the
12 Aged and Disabled" (PAAD) program to designate a third party to
13 whom the program must transmit renewal and cancellation notices.
14 The envelope of the notice to a third party designee must be clearly
15 marked to read: "IMPORTANT PAAD INFORMATION: OPEN
16 IMMEDIATELY."

17 A third party designee may terminate the designation by written
18 notice to both the program and the recipient. The recipient may
19 terminate the third party designation by written notice to the program.

20 The Commissioner of Human Services must notify recipients of the
21 PAAD program annually, in writing, of the availability of the third
22 party notices. A third party designee is not liable for services provided
23 to the recipient.

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28 Allows PAAD recipients to designate third parties to receive renewal
29 and cancellation notices.