

ASSEMBLY, No. 5995

STATE OF NEW JERSEY

219th LEGISLATURE

INTRODUCED NOVEMBER 15, 2021

Sponsored by:

Assemblyman ANTHONY S. VERRELLI

District 15 (Hunterdon and Mercer)

SYNOPSIS

Establishes program for certain individuals to become certified nursing assistants and provide private duty nursing services to certain Medicaid enrollees under increased reimbursement rates.

CURRENT VERSION OF TEXT

As introduced.



1 AN ACT concerning certified nursing assistants and home care
2 services and supplementing P.L.1968, c.413 (C.30:4D-1 et seq.).
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4 **BE IT ENACTED** *by the Senate and General Assembly of the State*
5 *of New Jersey:*
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7 1. a. No later than six months after the effective date of this
8 act, the Division of Medical Assistance and Health Services in the
9 Department of Human Services shall establish a program under
10 which a family member of an enrollee in Medicaid or NJ
11 FamilyCare, or a third-party individual approved by the parent or
12 guardian of an enrollee in Medicaid or NJ FamilyCare, may be
13 certified as certified nursing assistant and, under the direction of a
14 registered nurse, provide certified nursing assistant services to the
15 enrollee through a private duty nursing agency under the
16 reimbursement rates established pursuant to subsection d. of this
17 section, provided that the enrollee is under 21 years of age and
18 qualifies for private duty nursing services under Medicaid or NJ
19 FamilyCare. The division shall develop an assessment tool that will
20 allow the division to readily identify enrollees who meet these
21 eligibility criteria.

22 b. The program established pursuant to this section shall
23 require the family member or approved third-party individual to
24 complete all the training, testing, and other qualification criteria as
25 are required under State and federal law for certification as a
26 certified nursing assistant. The private duty nursing services
27 agency that will employ the family member or approved third-party
28 individual to provide private duty nursing services to the enrollee
29 shall pay all costs for the family member or approved third-party
30 individual to become certified as a certified nursing assistant. In no
31 case shall a family member or approved third-party individual who
32 becomes a certified nursing assistant under the provisions of this
33 section be required to repay or reimburse the private duty nursing
34 services agency for the costs of the family member or approved
35 third-party individual becoming certified as a certified nursing
36 assistant under the program.

37 c. The tasks delegated by a registered nurse to a family
38 member who becomes certified as a certified nursing assistant
39 pursuant to this section shall be consistent with the tasks that may
40 be generally delegated to certified nursing assistants pursuant to the
41 rules of the New Jersey Board of Nursing.

42 d. Certified nursing assistant services provided by a family
43 member of a Medicaid or NJ FamilyCare enrollee or an approved
44 third-party individual who becomes certified as a certified nursing
45 assistant under the program established pursuant to this section
46 shall be reimbursed at a rate of no less than \$30 per hour for such
47 time as the enrollee is under 21 years of age.

A5995 VERRELLI

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1 The DMAHS will be required to establish the program within six
2 months after the effective date of the bill. The DHS will be
3 required to apply for State plan amendments and waivers as are
4 necessary to implement the provisions of the bill and to secure
5 federal financial participation for State Medicaid expenditures
6 under the federal Medicaid program.