

**LEGAL NOTICE
STATE OF NEW JERSEY
DEPARTMENT OF HEALTH
DEPARTMENT OF HUMAN SERVICES
DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES**

HEALTH CARE SUBSIDY FUND PAYMENTS

TAKE NOTICE that the New Jersey Department of Health (DOH), in coordination with the Department of Human Services (DHS), Division of Medical Assistance and Health Services, intends to seek approval from the United States Department of Health and Human Services, Centers for Medicare and Medicaid Services, for an amendment to the New Jersey Medicaid (Title XIX) State Plan, in order to implement State Fiscal Year (SFY) 2020 budget provisions subject to the passage of the New Jersey Fiscal Year 2020 Appropriations Act. This Notice is intended to satisfy the requirements of Federal law and regulations, specifically, 42 U.S.C. § 1396a(a)(13) and 42 CFR 447.205.

Notwithstanding the provisions of section 3 of P.L.2004, c.113 (C.26:2H-18.59i) or any law or regulation to the contrary, the appropriation for Health Care Subsidy Fund Payments is subject to the following condition: the distribution of Charity Care funding shall be calculated in the following manner:

(a) source data for the most recent census data shall be from the 2017 5-Year American Community Survey;

(b) source data used shall be from calendar years (CY) 2017 for documented charity care claims data and hospital-specific gross revenue for charity care patients and shall include all adjustments and void claims related to calendar years 2017 and any prior

year submitted claims, as submitted by each acute care hospital or determined by the Department of Health (DOH);

(c) source data used for CY 2017 documented charity care for each hospital's total gross revenue for all patients shall be from the CY 2017 Acute Care Hospital Cost Report as defined by Form E4, Line 1, Column E data and shall be according to the DOH due date of June 30, 2018, as submitted by December 31, 2018 by each acute care hospital, and audited by January 31, 2019;

(d) and source data used for CY 2017 documented charity care shall be from the CY 2017 Medicare Cost Report data ;

(e) in the event that an eligible hospital failed to submit the CY 2017 Acute Care Hospital Cost Report as defined by Form E4, Line 1, Column E data according to the source data from their CY 2016 Acute Care Hospital Cost Report shall be used for hospital-specific gross revenue for charity care patients and for hospital total gross revenue for all patients as defined by Form E4, Line 1, Column E;

(f) in the event that an eligible hospital failed to submit a full year CY 2017 Acute Care Hospital Cost Report, source data from a supplemental 2017 Acute Care Hospital Cost Report shall be used for hospital-specific gross revenue for charity care patients and for hospital total gross revenue for all patients as defined by Form E4, Line 1, Column E;

(g) for each eligible hospital, except those designated 96% by their hospital-specific reimbursed documented charity care, a proportionate decrease shall be applied to its calculated subsidy based on its percentage of total subsidy such that the total calculated subsidy for all hospitals shall equal \$262,000,000; and

(h) the resulting value will constitute each eligible hospital's SFY 2020 charity care subsidy allocation.

A copy of this Notice is available for public review at the local Medical Assistance Customer Centers, County Welfare Agencies, and on the DHS 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:

Joy Lindo
Department of Health
Office of Legal and Regulatory Compliance
P.O. Box 360
Trenton, New Jersey 08625