

## CHAPTER 152

AN ACT concerning certain programs for the elderly and disabled and amending P.L.1997, c.296.

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

1. Section 1 of P.L.1997, c.296 (C.26:2H-88) is amended to read as follows:

C.26:2H-88 Definitions relative to PACE program.

1. As used in this act:

"Medicaid" means the program established pursuant to P.L.1968, c.413 (C.30:4D-1 et seq.).

"Medicare" means the program established pursuant to Pub.L.89-97 (42 U.S.C. s.1395 et seq.).

"PACE" means the "Program of All-Inclusive Care for the Elderly," operated by a public, private, nonprofit, or proprietary entity, as permitted by federal law. The program is a comprehensive health and social services delivery system that integrates acute and long-term care services. PACE is a capitated program which provides services to disabled and frail elderly persons who are certified by the State as nursing home eligible to maximize their autonomy and continued independence.

2. Section 2 of P.L.1997, c.296 (C.26:2H-89) is amended to read as follows:

C.26:2H-89 PACE program operation.

2. A PACE program shall operate in the State only in accordance with a contract with the Department of Human Services pursuant to the provisions of P.L.1997, c.296 and P.L.2015, c.152. A contract entered into on or after the effective date of P.L.2015, c.152 shall require, at a minimum, that a provider of services under the PACE program submit to the department, on a monthly basis, the expenditure details of the encounters which a person enrolled in one of the programs has had with the program. The department shall utilize these details to analyze capitated rates and help ensure the efficient utilization of services from the program.

The program shall not be subject to the requirements of P.L.1973, c.337 (C.26:2J-1 et seq.).

3. This act shall take effect on the first day of the thirteenth month next following the date of enactment, except the Commissioner of Human Services may take any anticipatory administrative action in advance as shall be necessary for the implementation of this act.

Approved November 9, 2015.