



State of New Jersey

DEPARTMENT OF HUMAN SERVICES

DIVISION OF MEDICAL ASSISTANCE AND HEALTH SERVICES

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Home and Community Based Services Corrective Action Plan Request

The Centers for Medicare and Medicaid Services has provided States with the opportunity to submit a Corrective Action Plan to permit flexibility with specific HCBS compliance areas that were impacted by the public health emergency.

In response to this opportunity, the Department of Human Services is requesting a Corrective Action Plan to extend the review period for the Heightened Scrutiny sites until July 31, 2023.

When requesting a Corrective Action Plan, States are asked to provide the following:

- Information on which criteria the state will need extra time to ensure full provider compliance;
- The State's efforts to bring providers into compliance with those criteria, and the PHE-related impacts that created barriers to compliance; and
- The State's plan to overcome encountered barriers, and the time needed to do so.

At this time, the State is not requesting extra time to ensure compliance with specific settings criteria. However, additional time is being requested for the Heightened Scrutiny sites to allow the State sufficient time to engage in dialogue with CMS to review settings.

In an effort to bring providers into compliance, the State conducted on-site Heightened Scrutiny reviews and will continue to engage in compliance and ongoing monitoring activities with these settings.

The State encountered pandemic related barriers that impacted the ability to conduct review and submission of the Heightened Scrutiny sites, but looks forward to the opportunity to further engage with CMS and the settings identified for Heightened Scrutiny.

The State is requesting an extension until July 31, 2023 to provide time for CMS to review the State's Heightened Scrutiny findings and for the State to respond accordingly.

For additional information on the HCBS settings rule, or to discuss a concern, contact DMAHS.HCBS-Settings-Rule@dhs.nj.gov.