

SENATE, No. 3671

STATE OF NEW JERSEY
219th LEGISLATURE

INTRODUCED APRIL 26, 2021

Sponsored by:

Senator TROY SINGLETON

District 7 (Burlington)

SYNOPSIS

Requires Medicaid Fraud Division to enter into data sharing agreement upon request of county to provide access to third party insurance liability data regarding certain COVID-19 related health claims.

CURRENT VERSION OF TEXT

As introduced.



1 **AN ACT** concerning data sharing agreements between the Medicaid
2 Fraud Division and counties, and supplementing Title 52 of the
3 Revised Statutes.

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

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8 1. a. The Medicaid Fraud Division in the Office of the State
9 Comptroller shall enter into a data sharing agreement with a county,
10 upon the county's request, for the purposes of providing the county
11 with access to third party insurance liability data utilized by the
12 division's Third Party Liability Unit, and any private entity
13 contracted by the division, to determine whether individuals
14 receiving services provided in connection with the coronavirus
15 disease 2019 (COVID-19) have other insurance. Under the data
16 sharing agreement, the division shall provide all available data, in a
17 manner that complies with federal and State laws and regulations,
18 which will assist the county in:

19 (1) examining the claims or documentation submitted by
20 individuals to the county upon the provision of publicly-funded
21 health-related services provided in connection with COVID-19,
22 including, but not limited to, testing, diagnosis, and treatment,
23 administered at any point since the Governor's declared public
24 health emergency regarding COVID-19, to determine whether the
25 individuals are insured; and

26 (2) if any individual is determined to be insured, identifying the
27 carrier under which the individual is a covered person so that the
28 county may properly bill the carrier for any health-related services
29 provided to that individual in connection with COVID-19 that are
30 covered by the carrier.

31 b. As used in this section, "carrier" means an insurance
32 company, health service corporation, hospital service corporation,
33 medical service corporation, or health maintenance organization
34 authorized to issue health benefits plans in this State, and shall
35 include the State Health Benefits Program and the School
36 Employees' Health Benefits Program.

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38 2. This act shall take effect immediately.

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STATEMENT

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43 This bill requires the Medicaid Fraud Division in the Office of
44 the State Comptroller to enter into a data sharing agreement with a
45 county, upon the county's request, for the purposes of providing the
46 county access to third party insurance liability data utilized by the
47 division's Third Party Liability Unit, and any private entity
48 contracted by the division, to determine whether individuals

1 receiving services provided in connection with the coronavirus
2 disease 2019 (COVID-19) have other insurance. Under the data
3 sharing agreement, the division is required to provide all available
4 data, in a manner that complies with federal and State laws and
5 regulations, which will assist the county in:

6 1) examining the claims or documentation submitted by
7 individuals to the county upon the provision of publicly-funded
8 health-related services provided in connection with COVID-19,
9 including, but not limited to, testing, diagnosis, and treatment,
10 administered at any point since the Governor's declared public
11 health emergency regarding COVID-19, to determine whether the
12 individuals are insured; and

13 2) if any individual is determined to be insured, identifying the
14 carrier under which the individual is a covered person so that the
15 county may properly bill the carrier for any health-related services
16 provided to that individual in connection with COVID-19 that are
17 covered by the carrier.

18 Under the bill, "carrier" means an insurance company, health
19 service corporation, hospital service corporation, medical service
20 corporation, or health maintenance organization authorized to issue
21 health benefits plans in this State, and shall include the State Health
22 Benefits Program and the School Employees' Health Benefits
23 Program.

24 States are required under federal Medicaid statute to compel
25 health insurers in the state to provide at least four data elements to
26 support identification of third party liability: the insured's name,
27 address, group or member ID number, and periods of coverage. It
28 is the sponsor's intent to permit counties to access this information
29 to determine third party liability for COVID-19 health services in
30 order to protect the limited amount of public funds that have been
31 made available to counties to offer those services.