



Ohio Medicaid School Program Webcast

January 27, 2016

Ohio
Department of Medicaid

Ohio | Department
of Education

Today's Webcast



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function



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SchoolMedicaid@education.ohio.gov

Today's Presenters

Ohio Department of Medicaid

John McCarthy, Director

Bibi Manev, Network Management

Peggy Smith, Medicaid Health System Administrator

Yolanda Talley, Medicaid Health System Administrator

Ohio Department of Education

Sue Zake, Director, Office for Exceptional Children

Mark Smith, Financial Program Manager

Office for Exceptional Children

Background

Medicaid began phase-in of ordering, referring and prescribing provisions

MSP providers waived from the ORP provisions for the 2014-15 school year

**July
2014**

**Oct
2014**

**Dec
2014**

Requested that Medicaid School Program providers refrain from instructing individual practitioners - who render services through MSP - to enroll as ORP providers



What is changing for the Medicaid Schools Program?

Federal Requirement

Issued by the Center for Medicare and Medicaid Services

Mandated for all Medicaid providers in Ohio

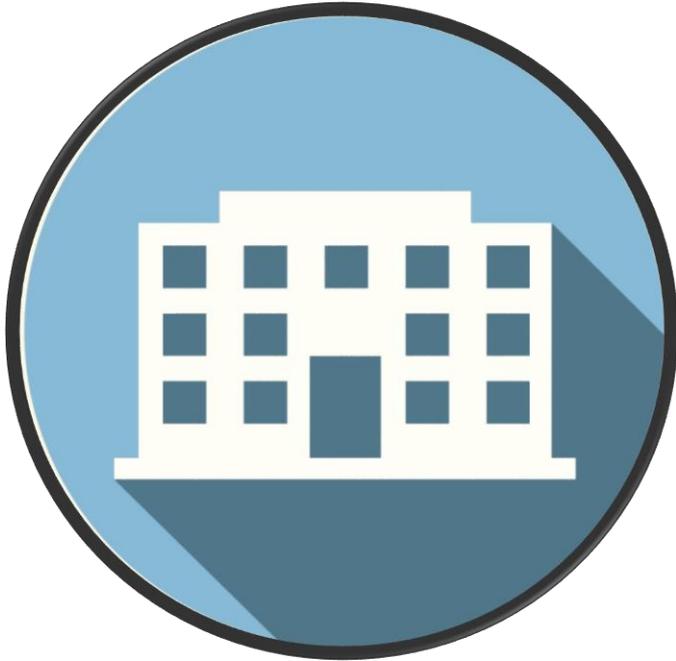
Required for other states' school-based Medicaid programs

CMS Guidance: MSP

ODM received a letter from CMS stating:

- “...to be covered by Medicaid, physical therapy, occupational therapy, or speech pathology and audiology services must be prescribed, or referred by a physician or other licensed practitioner of the healing arts.”
- “...claims lacking an appropriate prescription or referral are not consistent with federal regulations and to the extent ODM is paying such claims, ODM is out of compliance with its State Plan and federal regulations.”

How will this impact the Medicaid School Program providers?



Federal Requirement

All school-based services reimbursed by Medicaid must be **ordered, referred or prescribed** by a physician or licensed practitioner of the healing arts

Effective: ***Aug. 1, 2016***

CMS Guidance: MSP

Services furnished pursuant to an IEP document formulated by a team, without an express order, referral, or prescription from an appropriate practitioner under 42 CFR 440.110, ***are not reimbursable by Medicaid.***

CMS Guidance: MSP

If the State is not in full compliance with 42 CFR 440.110, 42 CFR 455.410 (b), and 42 CFR 455.440 with respect to IEP services, by August 1, 2016, we will have to **begin deferring the IEP services claims** and ultimately disallowing Federal Financial Participation (FFP).



**Will claims
include new
information?**

Who Can Order, Refer or Prescribe?

The following provider types are authorized to order, refer, or prescribe in the State of Ohio and under the state's Medicaid program:

- Physician (DO or MD)
- Advance Practice Nurse (APN)
- Physician's Assistant (PA)

The above must have a valid National Provider Identifier (NPI) number and be actively enrolled in Medicaid as either a provider of physician services, or as an ORP-only provider (does not bill Medicaid).

Federal Requirement for Claims

Districts must include both the ORP practitioner's Medicaid provider name and National Provider Identifier

Claims that lack this information will not be reimbursed

Services that Require a Medical Practitioner Order

Speech and Language Therapy

Occupational Therapy

Physical Therapy

Audiology



What does this mean for the Medicaid Schools Program?

What does this mean for the Medicaid School Program?

- **Beginning Aug. 1, 2016** (the 2016-17 school year):
 - To receive Medicaid reimbursement for services provided to a Medicaid eligible-student with a disability:
 - Medicaid claims from MSP providers to ODM must include the name and NPI number of the individual who ordered/referred/prescribed the service for the student.

What does this mean for the Medicaid School Program?

This **impacts claims for reimbursement** for:

- ✓ audiology services;
- ✓ occupational therapy services,
- ✓ physical therapy services,
- ✓ speech-language pathology services, AND
- ✓* **nursing services**

* NOTE: Nursing services have required ORP approval for coverage since the start of Ohio's Medicaid School Program and will continue to do so. There is also a requirement to provide the name and NPI of the registered provider

Role of School Therapists

Therapists will continue to:

Evaluate, serve as members of the IEP team and provide IEP services to students

Document services for Medicaid School Program reimbursement

Role of School Therapists

Currently, there are no requirements for individual therapists to independently enroll in Medicaid nor include a NPI on claims

No Change to IEP Process

IEP team still makes decisions on what is best for a student's special education needs

To Receive Medicaid Reimbursement:

Medical Referral or order needed prior to the service being provided to Medicaid eligible students with disabilities.

Resource Documents

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop 00-00-00
Baltimore, Maryland 21244-1850



Center for Program Integrity

October 23, 2015

John B. McCarthy
Director, Ohio Department of Medicaid
50 West Town Street
Suite 400
Columbus, Ohio 43215

Dear Mr. McCarthy:

Thank you for your inquiry regarding the Ohio Department of Medicaid's (ODM) efforts to comply with the federal regulation at 42 CFR 455.410(b) specifying that State Medicaid agencies must require all ordering or referring providers to be enrolled as participating providers. This and the remainder of the regulations found at 42 CFR 455 Subpart E became effective March 25, 2011.

We understand from your letter dated July 24, 2015 and from our July 31, 2015 telephone conversation with ODM and the Ohio Department of Education (ODE) personnel that the Medicaid Schools Program (MSP) within ODE submits claims to ODM that are not compliant with both 42 CFR 455.410(b) and 42 CFR 440.110.

During our call, we discussed that an individualized education plan (IEP) is formulated by a team. In subsequent review of material published online by the ODE we looked at ODE guidance document "Chapter 7.2: Identification of IEP Team members and Their Roles" at <http://education.ohio.gov/Topics/Special-Education/Federal-and-State-Requirements/Procedures-and-Guidance/Individualized-Education-Program-IEP/Identification-of-IEP-Team-members-and-Their-Roles>.¹ This document indicates that an IEP team includes individuals who may suggest or recommend services but this guidance does not indicate the required presence of an individual authorized and accountable to order, refer, or prescribe IEP services that are reimbursable by Medicaid. We understood from our discussion that ODE takes the position that the IEP document itself stands as an ordering, referring, or prescribing document. We rejected the notion that this was appropriate during our phone call.

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Questions



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Next Steps

Guidance to support documentation and implementation of the new requirement

Ongoing process for ODM and ODE to respond to questions

For More Information



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Provider Enrollment Questions:

Contact Provider Network Management at
1-800-686-1516 or access the link in the
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