

11. Physical Therapy And Related Services. Physical therapy and related services shall be defined as physical therapy, occupational therapy and speech-language pathology services. These services shall be prescribed by a physician and be part of a written plan of care. All practitioners of these services shall be required to meet District and federal licensing and/or certification requirements.

A. Physical therapy is provided only as an element of hospital inpatient or outpatient care, nursing facility care provided in an intermediate care facility, services provided to children by the District's school system by qualified therapists, or through a home health agency by qualified therapists.

Only physical therapy services meeting all the following requirements shall be reimbursed by the program:

1. Physical therapy services shall be directly and specifically related to a plan of care written by a physician after consultation with a licensed physical therapist;
2. The condition of the patient shall be such, or the services shall be of a level of complexity and sophistication that the services can be performed only by a licensed physical therapist or a physical therapy assistant or aide under the supervision of a licensed therapist. Services provided by a physical therapy assistant or aide shall be limited to those allowed under District legislation and shall be provided under the supervision of a licensed therapist who makes an on-site supervisory visit at least once each week. This visit shall not be reimbursable; and
3. The services shall be of reasonable amount, duration and frequency and shall be specific and provide effective treatment for the patient's condition in accordance with accepted standards of medical practice.

TN No. 02-06

Supersedes

TN No. 93-15

Approval Date

11-27-02

Effective Date

1-1-02

B. Occupational therapy is provided only as an element of hospital inpatient or outpatient care, nursing facility care provided in an intermediate care facility, services provided to children by the District's school system by qualified therapists, or through a home health agency by qualified therapists.

Only occupational therapy services meeting all the following requirements shall be reimbursed by the program:

1. Occupational therapy services shall be directly and specifically related to a plan of care written by a physician after consultation with an occupational therapist licensed by the District and registered and certified by the American Occupational Therapy Certification Board;
2. The condition of the patient shall be such, or the services shall be of a level of complexity and sophistication that the services can be performed only by a licensed occupational therapist or a licensed occupational therapy assistant under the supervision of a licensed therapist. Services provided by a licensed occupational therapy assistant shall be provided under the supervision of a licensed therapist who makes an on-site supervisory visit at least once every two weeks. This visit shall not be reimbursable; and
3. The services shall be of reasonable amount, duration and frequency and shall be specific and provide effective treatment for the patient's condition in accordance with accepted standards of medical practice.

C. Services for individuals with speech, hearing and language disorders are services provided by a speech pathologist or audiologist provided as an element of services provided to children by the District's school system by qualified therapists and to eligible EPSDT recipients only.

Only therapy for speech, hearing and language services meeting all the following requirements shall be reimbursed by the program:

1. The services shall be directly and specifically related to a plan of care written by a physician after any needed consultation with a speech-language pathologist meeting the requirements of 42 CFR 440.110(c);
2. The condition of the patient shall be such, or the services shall be of a level of complexity and sophistication such that the services can be performed only by a speech-language pathologist who meets the qualifications in number 1. The program shall meet the requirements of 42 CFR 405.1719(c). At least one speech-language pathologist must be present at the time speech-language pathology services are being provided; and
3. The services shall be of reasonable amount, duration and frequency and shall be specific and provide effective treatment for the patient's condition in accordance with accepted standards of medical practice.

D. Documentation Requirements

Documentation of physical and occupational therapy and speech-language pathology services provided by a hospital-based outpatient setting, home health agency, the District's school system or a rehabilitation agency shall, at a minimum:

1. describe the clinical signs and symptoms of the patient's condition;
2. include a complete and accurate description of the patient's clinical course and treatments;
3. document that a plan of care based specifically on a comprehensive assessment of the patient's needs has been developed for the patient;
4. include a copy of the plan of care and the physician's orders;

TN No. 02-06
Supersedes
TN No. 93-15

Approval Date

NOV 27 2002

Effective Date

JAN 01 2002

5. include all treatment rendered to the patient in accordance with the plan of care, providing information on the frequency, duration, modality and response and identify who provided the care by full name and title;
 6. describe changes in the patient's condition in response to the services provided through the rehabilitative plan of care;
 7. except for schools, describe a discharge plan which includes the anticipated improvements in functional levels, the time frames necessary to meet these goals and the patient's discharge destination; and
 8. for patients under the care of the schools, include an individualized education program (IEP) which describes the anticipated improvements in functional level in each school year and the time frames necessary to meet these goals.
- E. Service limitations. The following general requirements shall apply to all reimbursable physical and occupational therapy and speech-language pathology services:
1. Patients must be under the care of a physician who is legally authorized to practice and who is acting under the scope of his/her license;
 2. Services shall be furnished under a written plan of care that is established and periodically reviewed by a physician. The services or items for which reimbursement is sought must be necessary to carry out the plan of care and must be related to the patient's condition;
 3. A physician recertification shall be required periodically; shall be signed and dated by the physician who reviews the plan of care; shall indicate the continuing need for the service and estimate how long services will be needed; and, must be available when the plan of care is reviewed by the Medicaid program;

TN No. 93-15

Supersedes

TN No. New

Approval Date 10/18/93

Effective Date 7/1/93

4. The physician orders for therapy services shall include the specific procedures and modalities to be used, identify the specific discipline to carry out the plan of care and indicate the frequency and duration of services;
5. Utilization review shall be conducted by the Medicaid program or its agent to determine whether services are appropriately provided and to ensure that the services are medically necessary and appropriate. Services not specifically documented in the patient's medical record as having been rendered shall be deemed not to have been rendered and shall not be reimbursed; and
6. Physical therapy, occupational therapy and speech-language services are to be terminated regardless of the approved length of stay (or service) when further progress toward the established rehabilitation goal is unlikely or when services can be provided by someone other than the skilled rehabilitation professional.

TN No. 93-15

Supersedes

Approval Date 10/18/93

Effective Date 7/1/93

TN No. New

12. Prescribed Drugs, Dentures and Prosthetic Devices and EyeglassesA. Prescribed Drugs

- 1) Prescribed drugs are limited to legend drugs approved as safe and effective by the Federal Food and Drug Administration and those over-the-counter medications which fall into the following categories:
 - a. Oral Analgesics;
 - b. Antacids;
 - c. Family planning drugs;
 - d. Prenatal vitamins and Fluoride; prescription pediatric multivitamins; single agent Vitamin B1, Vitamin B6, Vitamin B12, Vitamin D, ferrous sulfate, and folic acid products; and
 - e. Prescribed drugs for purposes of nursing homes pharmacy reimbursement shall not include over-the-counter medications.
- 2) Effective January 1, 2006, the Medicaid agency will not cover any Part D drug for full-benefit dual eligible individuals who are entitled to receive Medicare benefits under Part A or Part B.
- 3) The Medicaid agency provides coverage to the same extent that it provides coverage for all Medicaid recipients for the following excluded or otherwise restricted drugs or classes of drugs to full benefit dual eligible beneficiaries under the Medicare Prescription Drug Benefit – Part D.
 - a. Select agents when used for weight gain: Megestrol
 - b. Select prescription vitamins and mineral products, except prenatal vitamins and Fluoride, limited to; single agent Vitamin B1, Vitamin B6, Vitamin B12, Vitamin D, ferrous Sulfate, and folic acid products.
 - c. Select non-prescription drugs: Analgesics, Antacids
- 4) The District of Columbia will provide reimbursement for covered outpatient drugs when prescribed by an enrolled licensed provider with the scope of their license and practice as allowed by District law and in accordance with Section 1927 of the Social Security Act. This will apply to drugs of any manufacturer that has entered into a rebate agreement with the Centers for Medicare and Medicaid Services. All drugs covered by the National Drug Rebate Agreements remain available to Medicaid beneficiaries, although some may require prior authorization. The District has established a preferred drug list with prior authorization for drugs not included on the preferred drug list. The prior authorization process complies with the requirements of Section 1927 of the Social Security Act and provides for a 24-hour turnaround by either telephone or other telecommunications device from

receipt of request and provides for a 72 hour supply of drugs in emergency circumstances. The preferred drug list meets the formulary requirements that are specified in Section 1927 (d)(4) of the Act.

5) The drugs or classes of drugs listed in 42 USC 1396r-8(d)(2) are excluded from coverage unless specifically placed, either individually or by drug class, on the Medicaid Drug List or by prior authorization based on FDA-approved indications or a medically accepted indication documented in official compendia or peer-reviewed medical literature. The following drugs are excluded from coverage through the Outpatient Pharmacy Program:

- a. A drug for which the FDA has issued a "less than effective (LTE) rating or a drug "identical, related, or similar" to an LTE drug;
- b. A drug that has reached the termination drug established by the drug manufacturer; and
- c. A drug for which the drug manufacturer has not entered into or has not complied with a rebate agreement in accordance with 42 USC 1396 r-8 (a) unless there has been a review and determination by DHCF that it shall be in the best interest of Medicaid recipients to make payments for the non-rebated drug.

6) Supplemental Rebate Program:

The District is in compliance with section 1927 of the Social Security Act. The District has the following policies for the Supplemental Rebate Program for the Medicaid population:

- a. The "Supplemental Drug Rebate Agreement" between the participating states, Magellan Medicaid Administration, and the participating manufacturers, has been submitted to CMS and authorized by CMS effective October 1, 2013.
- b. CMS has authorized the District of Columbia to enter into the National Medicaid Pooling Initiative (NMPI) for outpatient drugs provided to Medicaid beneficiaries. The Supplemental Drug Rebate Agreement authorizes the District to enter into new or renewal agreements with pharmaceutical manufacturers for outpatient drugs provided to Medicaid beneficiaries.
- c. Supplemental rebates received by the District in excess of those required under the national drug rebate agreement will be shared with the Federal government on the same percentage basis as applied under the national drug rebate agreement.
- d. Manufacturers who do not participate in the supplemental rebate program will continue to have their drugs made available to Medicaid participants through either the preferred drug list or the prior authorization process

TN No. 14-02

Approval Date JUN 18 2014

Effective Date 1/1/2014

Supercedes

TN No. 05-03

depending on the results of the Pharmacy and Therapeutics Committee recommendations and Departmental review.

- e. As specified in Section 1927(b)(3)(D) of the Act, notwithstanding any other provisions of law, rebate information disclosed by a manufacturer shall not be disclosed by the District for purposes other than rebate invoicing and verification.
- 7) All anorexic drugs (amphetamine and amphetamine-like) are eliminated as reimbursable pharmaceuticals except for diagnosed conditions of narcolepsy and minimal brain dysfunction in children.
- 8) Prior authorization (PA) is required for the dispensing of the following prescribed drugs:
- a. All prescriptions for Oxycodone HCL and Aspirin (more commonly known as Percodan), and Flurazepam (more commonly known as Dalmane);
 - b. Anorexic drugs (amphetamine and amphetamine-like) may be dispensed with prior authorization for the diagnosed conditions of narcolepsy and minimal brain dysfunction in children; and
 - c. Any injectable drugs on an ambulatory basis.
- 9) Pharmacy Lock-In Program
- a. The Department of Health Care Finance (DHCF), along with the District of Columbia Drug Utilization Review (DUR) Board, will implement a Pharmacy Lock-In Program to safeguard the appropriate use of medications when an individual enrolled in the District of Columbia Medicaid Fee-for-Service Program misuses drugs in excess of the customary dosage for the proper treatment of the given diagnosis, or misuses multiple drugs in a manner that can be medically harmful. Beneficiaries listed in section 9(k) are exempt from the Pharmacy Lock-In Program.
 - b. DHCF will use the drug utilization guidelines established by the District of Columbia Drug Utilization Review (DUR) Board in support of the restriction. DUR Board Guidelines require a monthly report from the Medicaid MMIS to determine when a beneficiary may be at risk of exceeding the customarily prescribed dosages or utilization. The report will identify beneficiaries who meet criteria, such as:
 - 1. > 3 controlled substance prescriptions per month;
 - 2. >3 prescribers for controlled substances within the last 90 days;

3. >10 prescriptions per month; or
 4. 3 or more pharmacies used per month
- c. The Department of Health Care Finance (DHCF) will notify the Medicaid beneficiary in writing of the following at least fifteen (15) days prior to the effective date of the restriction:
1. DHCF proposes to designate him or her as a restricted Medicaid beneficiary;
 2. The reason for the restriction; and
 3. The beneficiary's right to a hearing if he or she disagrees with the designation.
- d. The Medicaid beneficiary shall have fifteen (15) days from the date of the notice to file a request for a hearing with the Office of Administrative Hearings (OAH).
- e. If the Medicaid recipient requests a hearing, no further action shall be taken on the restriction designation until the hearing is dismissed or a final decision has been rendered by OAH.
- f. A restriction may be required for a reasonable amount of time, not to exceed twelve (12) months, without a review by the Drug Utilization Review Board. Subsequent restrictions will not be imposed until after the review has concluded.
- g. DHCF will ensure that when a lock-in has been imposed, the beneficiary will continue to have reasonable access to Medicaid services of adequate quality.
- h. When a restriction is imposed upon a beneficiary, the beneficiary may choose the pharmacy of his or her choice, based upon a list of three (3) pharmacy providers identified by DHCF.
- i. When a beneficiary fails to request a hearing with OAH or fails to select a designated pharmacy after a decision has been rendered by OAH upholding the restriction within the specified time period, the DHCF, on behalf of that beneficiary, will designate a pharmacy for pharmacy services.
- j. Restrictions will not apply in situations where emergency services are furnished to a beneficiary.

TN No. _____
Supersedes
TN. No. 07-04

Approval Date SEP 28 2010

Effective Date 1 October 2010

1. If a beneficiary, who is enrolled in the Medicaid Managed Care Organization (MCO) and is also required to participate in its Pharmacy Lock-In Program, subsequently becomes enrolled in the Medicaid Fee-For-Service Program, that beneficiary will be automatically enrolled in the Medicaid Fee-For-Service Pharmacy Lock-In Program. The lock-in will remain in force for a period not to exceed the length of the initial lock-in period first imposed by the MCO, or twelve (12) months, whichever is less.
- (10) Medication Assisted Treatment (MAT) under DUL Substance Abuse Rehabilitative Services (described in Supplement 3 to Attachment 3.1-B).
- a. MAT is the use of pharmacotherapy as long-term treatment for opiate or other forms of dependence. A beneficiary who receives MAT must also receive SUD Counseling. Use of this service should be in accordance with ASAM service guidelines and practice guidelines issued by the Department of Behavioral Health.
 - b. Unit of Service: A beneficiary can be prescribed a maximum of one (1) does/unit per day.
 - c. Limitations: An initial and second authorization cover a period of ninety (90) days each; subsequent authorizations must not exceed one hundred and eighty (180) days each. The maximum number of MAT services over a twelve (12) month period is two hundred-fifty (250) units of medication and up to fifty-two units of administration. Any dosing over two hundred-fifty units will require DBH review and authorization.
 - d. Location/Setting: In accordance with 42 CFR part 8, Certification of Opioid Treatment Programs, MAT providers must also be certified by the U.S. Substance Abuse and Mental Health Services Administration (SAMHSA) and accredited by a national body that has been approved by SAMHSA.
- SUD treatment programs providing MAT with opioid replacement therapy shall comply with Federal requirements for opioid treatment, as specified in 21 CFR, part 291, and shall comply with District and Federal regulations for maintaining controlled substances as specified in Chapter 10, Title 22 of the District of Columbia Municipal Regulations and 21 CFR, part 1300, respectively. Each MAT program shall submit applications to the District of Columbia Department of Behavioral Health and to the U.S. Food and Drug Administration (FDA), respectively, and shall require the approval of both agencies prior to its initial operation.
- (e) Qualified Practitioners: Qualified Physicians; APRNS; Physicians Assistants, supervised by Qualified Physicians; RNs; or LPNs, supervised by an MD, RN or APRN.

B. Dentures and Other Removable Dental Prostheses

1. Initial placement or replacement of a removable prosthesis (any dental device or appliance replacing one or more missing teeth, including associated structures, if required, that is designed to be removed and reinserted), once every five (5) years per beneficiary, unless the prosthesis:
 - a. was misplaced, stolen, or damaged due to circumstances beyond the beneficiary's control; or
 - b. cannot be modified or altered to meet the beneficiary's dental needs.
2. Denture reline and rebase, limited to one (1) over a five (5) year period unless additional services are prior authorized.
3. Denture replacements within the five (5) year frequency limitation require prior authorization from DHCF.

TN No. 16-004
Supersedes
TN No. 07-02

Approval Date: 10/04/2016 Effective Date: 11/01/2016

C. Prosthetic Devices

1. Prosthetic devices are limited to items on the Durable Medical Equipment/ Medical Supplies Procedure Codes and Price List except where prior authorized by the State Agency.
2. Medical supplies and equipment in excess of specific limitations, i.e., cost, rental or lease equipment, or certain procedure codes must be prior authorized by the State Agency.

TN No. 07-02
Supersedes
TN No. 86-6

Approval Date MAR 16 2007

Effective Date APRIL 1, 2007

D. Eyeglasses

This item includes lenses required to aid or improve vision with frame when necessary that are prescribed by a physician skilled in diseases of the eye or by an optometrist at the discretion of the patient.

1. Eyeglasses are limited to one complete pair in a twenty-four (24) month period. Exceptions to this policy are:
 - a. Recipients under twenty-one (21) years of age;
 - b. Whenever there is a change in the prescription of more than plus or minus .5 (one half) diopter, and
 - c. Broken or lost eyeglasses.

- 3) Special glasses such as sunglasses and tints must be justified in writing by the ophthalmologist or optometrist. Special tints and sunglasses are not allowed in addition to untinted eyewear.
 - 4) Contact lenses must be prior authorized by the State Agency.
13. Other Diagnostic, Screening, Preventive and Rehabilitative Services, i.e., Other Than Those Provided Elsewhere in This Plan include:
- a. Diagnostic, Screening, and Preventive clinical services that are assigned a grade of A or B (strongly recommended or recommended, respectively) by the United States Preventive Services Task Force; approved vaccines recommended by the Advisory Committee on Immunization Practices; preventive care and screening of infants, children and adults recommend by the Health Resources and Services Administration's Bright Futures program; and additional preventive services for women recommended by the Institute of Medicine. Preventive services shall be recommended by a physician or other licensed practitioner of the healing arts acting within the authorized scope of practice under the Health Occupations Revision Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 et seq.), or comparable law in the state where the provider is licensed.
 - b. Rehabilitative services must be prior authorized and are covered for eligible Medicaid beneficiaries who are in need of mental health or substance abuse treatment, due to mental illness, serious emotional disturbance, or substance use disorder. Covered services include: 1) Mental Health Rehabilitation Services (MHRS); and 2) Adult Substance Abuse Rehabilitative Services (ASARS). These services are described in Supplement 3 to Attachment 3.1-B.

*None
relates
to rule*

- C* d. Preventive services must be prior authorized.
14. Services for individuals age 65 or older in institutions for Mental Diseases.
- a. Inpatient hospital services are limited to services certified as medically necessary by the Peer Review Organization.
 - b. Skilled nursing facility services are limited to services certified as medically necessary by the Peer Review Organization.
 - c. Intermediate care facility services are limited to services certified as medically necessary by the Peer Review Organization.
- 15.a. Intermediate Care Facility Services (other than such services in an institution for mental diseases) for persons determined in accordance with section 1902(a)(31)(a) of the Act, to be in need of such care are provided with no limitations.
- b. Including such services in a public institution (or distinct part thereof) for the mentally retarded or persons with related conditions are provided with no limitations.
16. Inpatient Psychiatric Facility Services for individuals under 22 years of age are provided with no limitations.

TN# 98-02
Supersedes
TN# 86-6

Approval Date JUN 19 2000

Effective Date 3-6-99

17. Nurse midwife services are provided in accordance with D.C. Law 10-247.
18. Hospice Care (in accordance with section 1905(c) of the Act).
- A. Hospice programs provide palliative care and counseling services to terminally ill individuals in accordance with a written plan of care for each individual. The initial Hospice election period shall be for ninety (90) days, followed by a second ninety (90) day period, a third period of thirty (30) days, and then one or more thirty (30) day extended election periods as long as the provider obtains a written certification statement that the recipient's medical prognosis is for a life expectancy of six months or less. This certification shall be obtained no later than two (2) calendar days after the beginning of each period.
- B. An election to receive hospice care is considered to continue through the initial election period and through any subsequent election periods without a break in care as long as the recipient remains in the care of the hospice and does not revoke the election.
- C. If a recipient has both Medicare and Medicaid coverage, the hospice benefit shall be elected simultaneously as well as revoked simultaneously under both programs.
- D. If the recipient revokes the hospice election, his or her waiver of other Medicaid coverage expires.
- E. The recipient may revoke the hospice selection during any period.
- F. The recipient may designate a new provider of hospice care no more than once during an election period.

TN No. 97-05

Supersedes

Approval Date 7/15/97Effective Date 4/1/97TN No. 92-05

G. The recipient shall waive all rights to Medicaid coverage for the duration of the election of hospice care for services which are equivalent to the services covered under the Medicare Program. After Hospice election, Medicaid payment shall be made for services that are covered under the state plan if those services are not covered by Medicare.

1. Services provided by the designated hospice (either directly or under arrangement);
2. Services provided by the recipients' attending physician if that physician is not an employee of the designated hospice or receiving compensation from the hospice for those services; and
3. Quality of life prescription drugs.

H. Covered hospice services include:

1. Nursing care provided by or under the supervision of a registered nurse;
2. Medical social services provided by a licensed social worker under the direction of a physician;
3. Services performed by a doctor of medicine, of dental surgery or dental medicine (for persons under 21 years of age), of podiatric medicine, or of optometry, except that the services of the hospice medical director or the physician member of the interdisciplinary group must be performed by a doctor of medicine;
4. Counseling services, including bereavement, and if appropriate, spiritual and dietary;
5. Short-term inpatient care provided in a Medicaid certified hospice inpatient unit, or a Medicaid certified hospital or nursing home that provides supervision and management of the hospice team;
6. Durable medical equipment and supplies;

TN No. 92-05

Supersedes

Approval Date Jun. 29, 1993 Effective Date Oct. 1, 1992

TN No. _____

- 7. Prescription drugs which are used primarily for relief of pain and symptom control related to the recipient's terminal illness;
 - 8. Physical, occupational and speech therapy services;
 - 9. Home health aide, personal care aide, and homemaker services; and
 - 10. Chemotherapy and radiation therapy to provide pain control or symptom relief.
- I. Continuous Home Care - care to maintain a recipient at home during a brief period of crisis is covered for:
- 1. Nursing care, provided by either a registered nurse or a licensed practical nurse, and accounting for more than half of the period of care;
 - 2. A minimum of eight (8) hours of care, not necessarily consecutive, provided during a twenty-four (24) hour day which begins and ends at midnight; and
 - 3. Homemaker, home health, and personal care aide services if needed, to supplement nursing care.
19. Case management services and Tuberculosis related services
- A. Services as Defined in and to The Group Specified in Supplement 2 to Attachments 3.1A and 3.1B (in accordance with section 1905(a)(19) or section 1915(g) of the Act) are provided with limitation.
 - B. Tuberculosis-Related Services
 - 1. Covered services shall be defined as those services listed in Section 13603 of the Omnibus Reconciliation Act of 1993 as being related to the treatment of those persons with a diagnosis of tuberculosis disease. In accordance with Section 13603, room and board are not a covered service for patients completing treatment under observation.

These services shall be prescribed by a physician and shall be part of a written plan of care approved by the Bureau of Tuberculosis Control of the Department of Health.

Only tuberculosis-related services meeting all the following requirements shall be reimbursed by the program:

- a. Covered services shall be directly and specifically related to a plan of care written by a physician and approved by the Bureau of Tuberculosis Control;
- b. The services shall be of reasonable amount, duration and frequency and shall be specific and provide effective treatment for the patient's condition in accordance with accepted standards of medical practice;
- b. Case management services for tuberculosis patients shall be prior authorized by the Bureau of Tuberculosis Control.

2. Documentation Requirements

Documentation of tuberculosis-related services shall at a minimum:

- a. Include the diagnosis and describe the clinical signs and symptoms of the patient's condition;

Include a complete and accurate description of the patient's clinical course and treatments;
- b. Document that a plan of care based specifically on a comprehensive assessment of the patient's needs has been developed for the patient and reviewed and approved by the Bureau of Tuberculosis Control of the Commission of Public Health;
- c. Include a copy of the plan of care and the physician's orders;
- d. Include all treatment rendered to the patient in accordance with the plan of care, providing information on the frequency, duration, modality, and response, and identify who provided the care by full name and title;

- e. Describe changes in the patient's condition in response to the services provided through the plan of care; and
- f. Include the time frames necessary to complete the treatment and the patient's discharge destination.

Services provided to patients without an approved plan of care shall not be reimbursed.

3. Service limitations. The following general requirements shall apply to all reimbursable tuberculosis-related services:

- a. Patients must be under the care of a physician who is legally authorized to practice and who is acting under the scope of his/her license.
- b. Services shall be furnished under a written plan of care that is established and reviewed periodically by a physician. The services or items for which reimbursement is sought must be necessary to carry out the plan of care and must be related to the patient's condition.
- c. A physician's recertification of a plan shall be required periodically; shall be signed and dated by the physician who reviews the plan of care; shall indicate the continuing need for service and estimate how long services will be needed; and, must be available when the plan of care is reviewed by the Medicaid program or its agent.
- d. The physician's orders for services shall include the specific treatment to be provided and shall indicate the frequency and duration of services.
- e. Utilization review shall be conducted by the Medicaid program or its agent to determine whether services are appropriately provided and to ensure that the services are medically necessary and appropriate. Services not specifically documented in the patient's medical record as having been rendered shall be deemed not to have been rendered and shall not be reimbursed, and services found not to be medically necessary as a result of utilization review shall not be reimbursed.

TN No. _____

Supersedes

TN No. 94-11

Approval Date

NOV 27 2002

Effective Date

JAN 01 2002

20. Extended Services for Pregnant Women
- A. Pregnancy-related and postpartum services for 60 days after the pregnancy ends are provided with no limitations. The Department of Health will provide the full range of services available under the District of Columbia Medicaid State Plan, as long as the required medical service is pregnancy related.
 - B. Services for any other medical condition that may complicate pregnancy are provided with no limitations. The Department of Health will provide the full range of services available under the District of Columbia Medicaid State Plan, as long as the required medical service is pregnancy related.
 - C. Tobacco Cessation Services include face-to-face counseling and tobacco cessation pharmacotherapy, as recommended in Treating Tobacco Use and Dependence: 2008 Update: A Clinical Practice Guideline, published by Public Health Service in May 2008, or any subsequent modification of this Guideline. Tobacco cessation services are provided by a Medicaid-enrolled physician or an Advanced Practice Registered Nurse (APRN) under the supervision of a Medicaid-enrolled physician. A physician or APRN, licensed or certified pursuant to District of Columbia Health Occupations Revisions Act of 1985, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201 et seq. (2007 Repl.; 2011 Supp.)), shall prescribe products used for tobacco cessation pharmacotherapy. Cost Sharing is not imposed for Tobacco Cessation Services for pregnant women.
21. Ambulatory Prenatal Care for Pregnant Women Furnished During A Presumptive Eligibility Period by A Qualified Provider (in accordance with section 1920 of the Act) is provided.
22. Respiratory Care Services (in accordance with section 1902(e)(9)(A) through (C) of the Act) are not provided for ventilator dependent individuals.
23. Nurse practitioner services are provided in accordance with D.C. Law 10-247.
- A. The services of the nurse practitioner are subsumed under the broad category, Advanced Practice Registered Nursing which includes, but is not limited to, nurse midwife, nurse anesthetist, nurse practitioner and clinical nurse specialist.
 - B. The services of the advanced practice registered nurse are to be carried out in general collaboration with a licensed health care provider.
24. Any Other Medical Care and Any Other Type of Remedial Care Recognized under State Law, Specified by the Secretary
- A. Transportation services are not discussed under this section of the state plan. See Attachment 3.1-D.
 - B. Services of Christian Science Nurses are not provided.

- C. Care and Services Provided in Christian Science Sanitaria are not provided.
- D. Nursing Facility Services provided for Patients under 21 Years of Age are provided with no limitations.
- E. Emergency Hospital Services
1. The emergency room clinic physician encounter must be authenticated in the medical record by the signature of a licensed physician to be considered for reimbursement by the program.
 2. Reimbursement by the State Agency is restricted to one encounter when the same patient is seen in both the emergency room and/or outpatient clinic department on the same day.
 3. Reimbursement for induced abortions is provided only in cases where the life of the mother would be endangered if the fetus were carried to term, or the pregnancy occurred as a result of rape or incest, and when the claim is accompanied by the following documentation:
 - a. Documentation that services were performed by a provider licensed to provide such services; and
 - b. Written documentation from the treating physician that the life of the mother would be endangered if the fetus were carried to term; or
 - c. Documentation that the pregnancy occurred as a result of rape or incest. For purposes of this requirement, documentation may consist of official reports; a written certification from the patient that the pregnancy occurred as a result of rape or incest; certification from the physician that the patient declared the pregnancy occurred as a result of rape or incest; or certification from the physician that in his or her professional opinion, the pregnancy resulted from rape or incest.

Reimbursement shall be made according to the fee schedule amount and shall cover all services related to the procedure including physician fee(s), laboratory fee(s) and counseling fee(s).

(continued). Any other medical care and any other types of remedial care recognized under State law, specifically by the Secretary

- f. Personal Care Services, Prescribed in Accordance with a Plan of Treatment and Furnished by Qualified Persons Under Supervision of a Registered Nurse are covered with limitations

a. Covered Services

1. Personal Care Aide (PCA) services provide cueing or hands- on assistance for individuals with activities of daily living including bathing, dressing, toileting, transferring and ambulation.
2. Section 1905(a)(24) of the Social Security Act, authorizes the provision of PCA services in a person's home, or at the State's option, in another location.
3. Under Section 1905(a)(24) of the Social Security Act, PCA services shall not be provided to individuals who are inpatients or residents of a hospital, nursing facility, intermediate care facility for the developmentally disabled, or institution for mental disease. Additionally, PCA services must not be provided in any other living arrangement which includes personal care as a reimbursed service under the Medicaid program. However, persons living in assisted living may receive PCA services upon prior authorization by DHCF or its agent.

b. Service Authorization

1. All PCA services must be prior authorized. To be eligible for PCA services, a person must:
 - (a) Be in receipt of a written order for PCA services, signed by a physician or Advanced Practice Registered Nurse (A.P.R.N) who: (1) is enrolled in Medicaid; and (2) has had a prior professional relationship with the person that included an examination(s) provided in a hospital, primary care physician's office, nursing facility, or at the person's home prior to the prescription of the personal care services.
 - (b) Be unable to independently perform one or more activities of daily living for which personal care services are needed as established by the face-to face assessment conducted by DHCF or its agent.
 - (c) Be in receipt of a PCA Service Authorization that authorizes the hours for which the individual is eligible.
2. For new beneficiaries, a request for an assessment shall be made to DHCF by the person seeking services, the person's representative, family member, or health care professional.

-
3. A R.N. employed by DHCF or its designated agent shall conduct the initial face-to-face assessment following the receipt of a request for an assessment.
 4. The face-to-face assessment will utilize a standardized assessment tool, adopted by DHCF, to determine each person's level of need for Long Term Care Supports Services (LTCSS).
 5. DHCF shall issue an assessment determination (PCA Service Authorization) that specifies the amount, frequency, duration, and scope of PCA services authorized to be provided to the person.
 6. A R.N. employed by DHCF or its agent shall conduct a face-to-face re-assessment of each person's need for the receipt of PCA services at least every twelve (12) months, or when there is a significant change in the person's condition. Any requests to conduct a re-assessment based upon a significant change in the person's condition may be made by the person seeking services, the person's representative, family member, or their physician or APRN.
 7. DHCF may authorize the validity of the face-to-face reassessment for a period not to exceed eighteen (18) months to align the level of need assessment date with the Medicaid renewal date.
 8. The twelve (12) month assessment and any re-assessment based upon a significant change in the person's condition shall be accompanied by an order for services signed by the person's physician or APRN.
 9. DHCF, or its agent, will make a referral for services to the person's choice of qualified provider upon completion of the initial assessment determination that authorizes PCA services (PCA Service Authorization).

c. Scope of Services

1. PCA services are provided to individuals who require assistance with activities of daily living, but whose needs are less than those requiring an institutional level of care.
2. In order to receive Medicaid reimbursement, PCA services shall include, but not be limited to, the following:
 - (a) Cueing or hands-on assistance with performance of routine activities of daily living (such as, bathing, transferring, toileting, dressing, feeding, and maintaining bowel and bladder control);
 - (b) Assisting with incontinence, including bed pan use, changing urinary drainage bags, changing protective underwear, and monitoring urine input and output;
 - (c) Assisting persons with transfer, ambulation and range of motion exercises;

TN No. 15-007

Supercedes

TN No. 94-19

Approval Date: 8/2/2016 Effective Date: November 14, 2015

-
- (d) Assisting persons with self-administered medications;
 - (e) Reading and recording temperature, pulse, blood pressure and respiration;
 - (f) Measuring and recording height and weight;
 - (g) Observing, documenting and reporting to the supervisory health professional the beneficiary's physical condition, behavior, and appearance, including any changes, and reporting all services provided on a daily basis;
 - (h) Preparing meals in accordance with dietary guidelines and assistance with eating;
 - (i) Performing tasks related to keeping areas occupied by the person in a condition that promotes the person's safety;
 - (j) Implementing universal precautions to ensure infection control;
 - (k) Accompanying the person to medical or dental appointments or place of employment and recreational activities if approved in the person's plan of care;
 - (l) Shopping for items related to promoting the person's nutritional status and other health needs; and
 - (m) Assistance with telephone use.
3. In order to receive Medicaid reimbursement, PCA services must not include services that require the skills of a licensed professional as defined by the District of Columbia Health Occupations Revision Act of 1985, as amended, effective March 25, 1986 (D.C. Law 6-99; D.C. Official Code §§ 3-1201.01 *et seq.*); tasks usually performed by chore workers or homemakers, such as cleaning of areas not occupied by the person and shopping for items not related to promoting the person's nutritional status and other health needs, and shopping for items not used by the person; and money management.
 4. In order to receive Medicaid reimbursement, all PCA services must be supervised by a R.N. Supervision shall include on-site supervision at least once every sixty (60) days.

d. Amount and Duration of Services

1. The amount and duration of PCA services shall be determined by the PCA

authorization in combination with the person's needs as reflected in the plan of care in an amount not to exceed eight (8) hours per day seven (7) days per week.

2. Personal care services are provided in a manner consistent with the requirements of Early and Periodic Screening, Diagnostic and Treatment (EPSDT). An individual under the age of twenty-one (21) will have access to all medically necessary Medicaid services provided by any willing and qualified Medicaid provider of the individual's choice.
3. When the cost of PCA services, in addition to other home care services, exceeds the cost of institutional care over a six (6) month period, the State Medicaid Agency may limit or deny PCA services on a prospective basis.

e. Plan of Care

1. In order to receive Medicaid reimbursement, a R.N. employed by a provider must conduct an initial face-to-face visit to develop the initial plan of care for delivering PCA services no later than seventy-two (72) hours after receiving the referral for services from DHCF or its designated agent.
2. Each plan of care for PCA services must meet the following:
 - (a) Be developed by a R.N. in conjunction with the person and their representative based upon the initial face-to-face visit with the person receiving services;
 - (b) Specify how the person's need, as identified by the face-to-face assessment tool, will be met within the amount, duration, scope, and hours of services authorized by the PCA Service Authorization;
 - (c) Consider the person's preferences regarding the scheduling of PCA services;
 - (d) Specify the detailed services to be provided, their frequency, and duration, and expected outcome(s) of the services rendered consistent with the PCA Service Authorization;
 - (e) Be approved and signed by the person's physician or an A.P.R.N. within thirty (30) days of the start of care, provided the physician or nurse has had a prior professional relationship with the person that included an examination(s) provided in a hospital, primary care physician's office, nursing facility, or at the person's home prior to the prescription of the personal care services; and
 - (f) Incorporate person-centered planning principles that include:
 - (1) Ensuring that the planning process includes individuals chosen by the person;

-
- (2) Ensuring that the planning process incorporates the person's needs, strengths, preferences, and goals for receiving PCA services;
 - (3) Providing sufficient information to the person to ensure that he/she can direct the process to the maximum extent possible;
 - (4) Reflecting cultural considerations of the person and is conducted by providing all information in plain language or consistent with any Limited English Proficient (LEP) considerations;
 - (5) Strategies for solving conflicts or disagreements; and
 - (6) A method for the person to request updates to the plan.
3. After an initial plan of care is developed, all subsequent annual updates and modifications to plans of care shall be submitted to DHCF or its agent for approval in accordance with Section e.2 (Plan of Care), except the signature requirements prescribed under e.2 (e).
 4. The Provider shall initiate services no later than twenty-four (24) hours after completing the plan of care unless the person's health or safety warrants the need for more immediate service initiation or the person and his/her representative agree that services should start at a later date.
 5. The R.N. at minimum, shall visit each beneficiary within forty-eight (48) hours of initiating personal care services, and no less than every sixty (60) days thereafter, to monitor the implementation of the plan of care and the quality of PCA services provided to the beneficiary.
 6. The R.N. shall notify the person's physician of any significant change in the person's condition.
 7. The R.N. shall provide additional supervisory visits to each person if the situation warrants additional visits, such as in the case of an assignment of a new personal care aide or change in the person's condition.
 8. If an update or modification to a person's plan of care requires an increase or decrease in the number of hours of PCA services provided to the person, the Provider must obtain an updated PCA Service Authorization from DHCF or its designated agent, subsequent to the request for reassessment for services.
 9. Each Provider shall coordinate a beneficiary's care by sharing information with all other health care and service providers, as applicable, to ensure that the beneficiary's care is organized and to achieve safer and more effective health outcomes.
 10. If a beneficiary is receiving Adult Day Health Program (ADHP) services under the 1915 (i) State Plan Option and PCA services, a provider shall coordinate the delivery of PCA services to promote continuity and avoid the duplication of care.

f. Provider Qualifications

1. A provider of PCA services must be a D.C. Medicaid enrolled home care agency licensed in accordance with Health Care and Community Residence Facility, Hospice and Home Care Licensure Act of 1983, effective February 24, 1984 (D.C. Law 5-48; D.C. Official Code, §§ 44-501 et seq. (2005 Repl. & 2012 Supp.)), and implementing rules, and be enrolled as a Medicare home health agency qualified to offer skilled services as set forth in Sections 1861(o) and 1891(e) of the Social Security Act and 42 CFR § 484.
2. A Provider may contract with a licensed staffing agency to secure staff to deliver PCA services.

g. PCA Requirements

1. In order to receive Medicaid reimbursement for the delivery of PCA services, each PCA hired by the home care agency must have the following qualifications:
 - (a) Obtain or have an existing Home Health Aide certification in accordance with Chapter 93 of Title 17 of the District of Columbia Municipal Regulations;
 - (b) Confirm, on an annual basis, that he or she is free from communicable diseases including tuberculosis and hepatitis, by undergoing an annual purified protein derivative (PPD) test and receiving a hepatitis vaccine during physical examination by a physician, and obtaining written and signed documentation from the examining physician confirming freedom from communicable disease;
 - (c) Provide evidence of current cardio pulmonary resuscitation and first aid certification;
 - (d) Pass a criminal background check pursuant to the Licensed Health Professional Criminal Background Check Amendment Act of 2006, effective March 6, 2007 (D.C. Law 16-222; D.C. Official Code § 3-1205.22) and 17 DCMR § 9303;
 - (e) Pass a reference check and a verification of prior employment;
 - (f) Have an individual National Provider Identification (NPI) number obtained from National Plan and Provider Enumeration System (NPPES);
 - (g) Obtain at least twelve (12) hours of continuing education or in-service training annually in accordance with the Department of Health's Home Care Agency training requirements under 22-B DCMR§ 3915;

-
- (h) Meet all of the qualifications for Home Health Aide trainees in accordance with Chapter 93 of Title 17, which includes the following:
- (1) Be able to understand, speak, read, and write English at a fifth (5th) grade level;
 - (2) Be knowledgeable about infection control procedures; and
 - (3) Possess basic safety skills including being able to recognize an emergency and be knowledgeable about emergency procedures.

h. Service Limitations

1. The reimbursement of relatives other than the person's spouse, a parent of a minor child, or any other legally responsible relative or court-appointed guardian may provide PCA services. Legally responsible relatives do not include parents of adult children.
2. Family members providing PCA services must meet the PCA Requirements described under Section g.

25(i). Licensed or Otherwise State-Approved Freestanding Birth Centers

Provided: No limitations Provided With limitations None licensed or approved

Please describe any limitations: See below

(A) Facilities must:

- (1) Be licensed by the Department of Health (DOH) under Chapter 26 of Title 22 of the District of Columbia Municipal Regulations (DCMR);
- (2) Be specifically approved by DOH to provider birth center/maternity center services; and
- (3) Maintain standards of care required by DOH for licensure.

(B) Birth Centers shall cover services relating to three main components of care:

- (1) Routine ante-partum care in any trimester shall include the following:
 - (a) Initial and subsequent history;
 - (b) Physical Examination;
 - (c) Recording of weight and blood pressure;
 - (d) Recording of fetal heart tones;
 - (e) Routine chemical urinalysis;
 - (f) Maternity counseling, such as risk factor assessment and referrals;
 - (g) Limitations on services for billing related to a normal, uncomplicated pregnancy (approximately fourteen (14) ante-partum visits include:
 - (i) Monthly visits up to 28 weeks gestation;
 - (ii) Thereafter, biweekly visits up to 36 weeks gestation;
 - (iii) Thereafter, weekly visits until delivery; and
 - (iv) Additional visits for increased monitoring during the ante-partum period beyond the fourteen (14) routine visits must be medically necessary to qualify for payments.

TN No: 12-08
Supersedes
TN No: NEW

Approval Date SEP 16 2013 Effective Date April 13, 2013

- (2) Delivery services shall include:
 - (a) Admission history and physical examination;
 - (b) Management of uncomplicated labor;
 - (c) Vaginal delivery.
- (3) Postpartum care
 - (a) Mother's Postpartum check within six (6) weeks of birth
 - (b) Newborn screening test. Screening panel includes but is not limited to the following:
 - (i) PKU;
 - (ii) CAH;
 - (iii) Congenital hypothyroidism;
 - (iv) Hemoglobinopathies;
 - (v) Biotinidase deficiency;
 - (vi) MSUD;
 - (vii) MCAD deficiency;
 - (viii) Homocystinuria; and
 - (ix) Galactosemisa.
 - (c) Limitations of services for a Well Baby Check (newborn assessment) include:
 - (i) One postpartum check per beneficiary;
 - (ii) Two tests per new born for screening on two separate dates of service; and
 - (iii) Two Well Baby Checks/assessments per newborn.

(ii) Licensed or Otherwise State-Recognized covered professionals providing services in the Freestanding Birth Center

TN No. 12-08
Supersedes
TN No. NEW

Approval Date SEP 16 2013 Effective Date April 13, 2013

Provided: No limitations X Provided with limitations (please describe below)
Not Applicable (there are no licensed or State approved Freestanding Birth Centers)

Please describe any limitations: Professionals will be reimbursed for those services included under Birth Center Services under 25 (i).

Please check all that apply:

X (a) Practitioners furnishing mandatory services described in another benefit category and otherwise covered under the State plan (i.e., physicians and certified nurse midwives).

The following practitioners may provide birth center services and must be licensed in the District of Columbia as a:

- (a) Physician under Chapter 46 of Title 17 of the DCMR
- (b) Pediatric nurse practitioner under Chapter 56 of Title 17 of the DCMR
- (c) Family nurse practitioner under Chapter 56 of Title 17 of the DCMR
- (d) Nurse midwife under Chapter 56 of Title 17 of the DCMR

X (b) Other licensed practitioners furnishing prenatal, labor and delivery, or postpartum care in a freestanding birth center within the scope of practice under State law whose services are otherwise covered under 42 CFR 440.60 (e.g., lay midwives, certified professional midwives (CPMs), and any other type of licensed midwife). *

(i) Licensed certified professional midwives

(c) Other health care professionals licensed or otherwise recognized by the State to provide these birth attendant services (e.g., doulas, lactation consultant, etc.).*
N/A

*For (b) and (c) above, please list and identify below each type of professional who will be providing birth center services: (see b (i) above).