

DECLARATION OF EMERGENCY

**Department of Health and Hospitals
Bureau of Health Services Financing**

**Targeted Case Management
Reimbursement Methodology
(LAC 50:XV.10701)**

The Department of Health and Hospitals, Bureau of Health Services Financing amends LAC 50:XV.10701 in the Medical Assistance Program as authorized by R.S. 36:254 and pursuant to Title XIX of the Social Security Act. This Emergency Rule is promulgated in accordance with the provisions of the Administrative Procedure Act, R.S. 49:953(B)(1) et seq., and shall be in effect for the maximum period allowed under the Act or until adoption of the final Rule, whichever occurs first.

As a result of a budgetary shortfall in state fiscal year 2013, the Department of Health and Hospitals, Bureau of Health Services Financing amended the provisions governing the reimbursement methodology for targeted case management (TCM) services to reduce the reimbursement rates and to revise these provisions as a result of the promulgation of the January 2013 Emergency Rules which terminated Medicaid reimbursement of TCM services provided to first-time mothers in the Nurse Family Partnership Program and TCM services rendered to HIV disabled individuals (*Louisiana Register*, Volume 39, Number 12).

The department has now determined that it is necessary to amend the provisions governing the reimbursement methodology for

TCM services provided to New Opportunities Waiver (NOW) recipients in order to adopt a payment methodology based on a flat monthly rate rather than 15-minute increments. This action is being taken to promote the health and welfare of NOW participants by ensuring continued access to Medicaid covered services. It is estimated that implementation of this Emergency Rule will have no fiscal impact on expenditures in the Medicaid Program for state fiscal year 2014-2015.

Effective July 1, 2014, the Department of Health and Hospitals, Bureau of Health Services Financing amends the provisions governing reimbursement methodology for TCM for NOW services.

Title 50

PUBLIC HEALTH—MEDICAL ASSISTANCE Part XV. Services for Special Populations Subpart 7. Targeted Case Management

Chapter 107. Reimbursement

§10701. Reimbursement

A. - H.3.a. ...

I. - J. Reserved

K. Effective for dates of service on or after July 1, 2014, reimbursement for case management services provided to participants in the New Opportunities Waiver shall be reimbursed at a flat rate for each approved unit of service.

1. The standard unit of service is equivalent to one month and covers both service provision and administrative costs.

a. Service provision includes the core elements
in:

- i. §10301 of this Chapter;
- ii. the case management manual; and
- iii. contracted performance agreements.

2. All services must be prior authorized.

AUTHORITY NOTE: Promulgated in accordance with R.S.
36:254 and Title XIX of the Social Security Act.

HISTORICAL NOTE: Promulgated by the Department of Health
and Hospitals, Office of the Secretary, Bureau of Health Services
Financing, LR 30:1040 (May 2004), amended LR 31:2032 (August
2005), amended LR 35:73 (January 2009), amended by the Department
of Health and Hospitals, Bureau of Health Services Financing, LR
35:1903 (September 2009), amended LR 36:1783 (August 2010),
amended by the Department of Health and Hospitals, Bureau of
Health Services Financing and the Office of Public Health, LR
39:97 (January 2013), amended by the Department of Health and
Hospitals, Bureau of Health Services Financing, LR 39:3302
(December 2013), LR 40:

Implementation of the provisions of this Rule may be
contingent upon the approval of the U.S. Department of Health and
Human Services, Centers for Medicare and Medicaid Services (CMS),
if it is determined that submission to CMS for review and approval
is required.

Interested persons may submit written comments to J. Ruth Kennedy, Bureau of Health Services Financing, P.O. Box 91030, Baton Rouge, LA 70821-9030 or by email to MedicaidPolicy@la.gov. Ms. Kennedy is responsible for responding to inquiries regarding this Emergency Rule. A copy of this Emergency Rule is available for review by interested parties at parish Medicaid offices.

Kathy H. Kliebert

Secretary