

**New York Medicaid Program**  
**29-I Health Facility**  
**BILLING GUIDANCE**

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## SECTION 1: GENERAL

The purpose of this manual is to provide billing information regarding services provided by 29-I Licensed Health Facilities and administered by the New York State Department of Health (NYS DOH) and Office of Children and Family Services (OCFS). This manual applies to services covered by both Medicaid Managed Care (MMC) and Medicaid fee-for-service (FFS) and outlines the

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claiming requirements necessary to ensure proper claim submission for services delivered by a 29-I Health Facility. This manual is intended for use by both Medicaid Managed Care Plans (MMCP) and 29-I Health Facilities.

This manual provides billing guidance only. It does not supersede applicable regulatory requirements or procedures for admission to a program, record keeping, service documentation, initial and on-going treatment planning and reviews, etc. The contents of this manual may be subject to change as required.

Voluntary Foster Care Agencies (VFCAs) that have not obtained 29-I licensure are NOT authorized to provide and/or bill for health care services outlined in this guidance. All VFCAs that are licensed as 29-I Health Facilities will have a NYS DOH issued license indicating authorization to bill for Core Limited Health-Related Services and Other Limited Health-Related Services. This manual does NOT provide guidance regarding Maximum State Aid Rates (MSAR) payments. MSAR information and guidance can be found at <https://ocfs.ny.gov/main/Rates/FosterCare/Manual/SOP-ProgramManual.pdf>.

## SECTION 2: FUNDAMENTAL REQUIREMENTS

### 2.1 ARTICLE 29-I LICENSED SERVICES

VFCAs serving principally as facilities for the care of and/or boarding out of children shall be subject to the provisions of Article 29-I of the Public Health Law (PHL) and applicable state and federal laws, rules, and regulations. While 29-I licensure is optional, VFCAs are required to obtain and maintain 29-I licensure to bill eMedNY and MMCPs for the services listed in this document.

There are two categories of services that can be provided within 29-I Health Facilities: Core Limited Health-Related Services (Mandatory) and Other Limited Health-Related Services (Optional). 29-I Health Facilities must provide all Core Limited Health-Related Services. The Core Limited Health-Related Services as described in this schedule, and the associated billing, are available only to children/youth in the care of a 29-I Health Facility.

Pursuant to Article 29-I of Section 1 of the Public Health Law (PHL), VFCAs must be licensed for the provision of Core Limited Health-Related Services and Other Limited Health-Related Services as described above in order to contract with and bill MMCPs and comply with Corporate Practice of Medicine standards.

To become licensed as a 29-I Health Facility, the providers must submit an application to OCFS and DOH, which indicates the location and describes the physical environment where each of the Core Limited Health-Related Services and any Other Limited Health-Related Services will be

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provided. In addition, the application must demonstrate compliance with all required rules and regulations. Additional information regarding Core Limited Health-Related Services, Other Limited Health-Related Services, and 29-I licensing requirements can be found at [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/vol\\_foster\\_trans.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/vol_foster_trans.htm).

### 2.2 MEDICAID-ENROLLED PROVIDER

All eligible health care providers are required to enroll in Medicaid in order to receive reimbursement for delivering a Medicaid service.

29-I Health Facilities must be enrolled with category of service code **0121** to bill for Core Limited Health-Related Services, and category of service code **0268** to bill for Other Limited Health-Related Services.

Information on how to become a Medicaid provider is available on the eMedNY website: <https://www.emedny.org>.

### 2.3 MEDICAID MANAGED CARE CONTRACTING

To be paid for services delivered to a child/youth enrolled in a Medicaid Managed Care Plan, a provider must be contracted and credentialed with that MMCP for the service rendered (i.e. in the MMCP's network). Plans must enter into Single Case Agreements (SCAs), if needed, to facilitate payment to a 29-I Health Facility who has not contracted with the MMCP and will deliver services to a child/youth. More information on Medicaid Managed Care contracting can be found in the *Transition of Children Placed in Foster Care and NYS Public Health Law Article 29-I Health Facility Services into Medicaid Managed Care*

### 2.4 PROVIDERS DESIGNATED TO DELIVER CFTSS AND CHILDREN'S HCBS SERVICES

29-I Health Facilities may provide Children and Family Treatment and Support Services (CFTSS) and Children's Home and Community Based Services (HCBS) as part of their Other Limited Health-Related Services. 29-I Health Facilities who wish to provide CFTSS and HCBS are required to receive the appropriate designation(s) from the State.

Additional information can be found on the NYS Children's Behavioral Health System Transformation webpages:

- Children and Family Treatment Supports and Services (CFTSS)  
[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/proposed\\_spa.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/proposed_spa.htm)
- Home and Community Based Services (HCBS)

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- [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/1115\\_waiver\\_amend.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/1115_waiver_amend.htm)
- Billing guidance regarding HCBS and CFTSS
- [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/billing.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/billing.htm)
- Provider Designation for HCBS and CFTSS  
[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/provider\\_design.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/provider_design.htm)

## SECTION 3: SERVICES AND RATES

### 3.1 CORE LIMITED HEALTH-RELATED SERVICES (MANDATORY FOR ALL 29-I HEALTH FACILITIES TO PROVIDE)

All Licensed Article 29-I Health Facilities are required to provide, or make available through a contract arrangement, all Core Limited Health-Related Services. The five Core Limited Health-Related Services play a vital role in assuring all necessary services are provided in the specified time frames; children, parents and caregivers are involved in the planning and support of treatment, as applicable; information is shared appropriately among professionals involved in the child's care; and all health-related information and documentation results in a comprehensive, person-centered treatment plan. Medical necessity must be documented, as referenced in Appendix A, and in accordance with the 29-I Health Facilities Licensing Guidelines available at

[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/docs/final\\_draft\\_vfca\\_health\\_facilities\\_license\\_guidelines\\_5\\_01\\_18.pdf](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/docs/final_draft_vfca_health_facilities_license_guidelines_5_01_18.pdf).

The five Core Limited Health-Related Services are listed below (detailed in the *Article 29-I VFCA Health Facilities License Guidelines Final Draft*, [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/vol\\_foster\\_trans.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/vol_foster_trans.htm)):

1. Skill Building (provided by Licensed Behavioral Health Practitioners (LBHPs) as described in *Article 29-I VFCA Health Facilities License Guidelines* and any subsequent updates)
2. Nursing Services
3. Medicaid Treatment Planning and Discharge Planning
4. Clinical Consultation/Supervision Services
5. VFCA Medicaid Managed Care Liaison/Administrator

### 3.2 CORE LIMITED HEALTH-RELATED SERVICES RATES (MEDICAID RESIDUAL PER DIEM)

The Medicaid residual per diem rate reimburses 29-I Health Facilities for Core Limited Health-Related Services and is associated with the 29-I facility type (see *Table 1: 29-I Health Facility Types*) and indicated on the Article 29-I License. All 29-I Health Facilities are required to provide the Core Limited Health-Related Services to all children residing in the facility. Services are standardized across each facility type and are reimbursed based on a standardized Medicaid residual per diem rate schedule. Core Limited Health-Related Services (Medicaid per diem) rates can be found at

[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/vol\\_foster\\_trans.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/vol_foster_trans.htm)

Core Limited Health-Related Services are reimbursed with a Medicaid residual per diem rate paid to 29-I Health Facilities on a perchild/per day basis to cover the costs of these services. For children/youth not enrolled in a plan, providers must bill Medicaid Fee-for-service (FFS) via eMedNY. For members who are enrolled in a managed care plan, providers must bill the MMCP. The MMCP will bill the State for the per diem as pass through for the four-year transition period. At the end of the transition period, the State will reassess progress of the implementation and determine if transitional requirements should be extended.

Article 29-I of the PHL indicates which level(s) of care are provided by each 29-I Health Facility. 29-I Health Facilities are categorized by the level of care provided, as outlined in *Table 1: 29-I Health Facility Types*. Core Limited Health-Related Services (Medicaid residual per diem) rates differ based on both the level of care and the facility type the 29-I Health Facility is operating, with one rate assigned to each of the 13 facility types. Since a 29-I Health Facility may operate more than one facility type in one or more levels of care, it may be necessary for a 29-I Health Facility to bill several different Core Limited Health-Related Services (Medicaid per diem) rates, depending on how many facility types that 29-I Health Facility operates. The Core Limited Health-Related Services (Medicaid per diem) rate billed must correspond to the rate for the facility type the individual child/youth is residing in. However, only one Core Limited Health-Related Services (Medicaid per diem) rate per day for each individual child/youth can be billed. The Medicaid residual per diem rate is paid for the duration of the child's stay in the 29-I Health Facility; there are no annual or monthly limits applied to the per diem rate. There are four (4) levels of care, which are identified in the table below:

**Table 1: 29-I Health Facility Types**

| Level   | Description                 | Facility Type   |
|---------|-----------------------------|---|
| Level 1 | General Treatment           | <ul style="list-style-type: none"> <li>Foster Boarding Home</li> </ul>  |
| Level 2 | Specialized Treatment       | <ul style="list-style-type: none"> <li>Therapeutic Boarding Home (TBH)/AIDS</li> <li>Medically Fragile (former Border Babies)</li> <li>Special Needs</li> </ul>                         |
| Level 3 | Congregate Care             | <ul style="list-style-type: none"> <li>Maternity</li> <li>Group Home (GH)</li> <li>Agency Operated Boarding Home (ABH)</li> <li>Supervised Independent Living Program (SILP)</li> </ul> |
| Level 4 | Specialized Congregate Care | <ul style="list-style-type: none"> <li>Group Residence (GR)</li> <li>Diagnostic</li> <li>Institutional</li> <li>Hard to Place / Other Congregate</li> <li>Raise the Age</li> </ul>      |

29-I Health Facilities are reimbursed to provide the Core Limited Health-Related Services under the Article 29-I licensure through the Medicaid residual per diem, which are paid by MMCPs to the 29-I Health Facility (or Fee-For-Service Medicaid for those children not enrolled in Managed Care).

Refer to Appendix B for a list of the 13 Core Limited Health-Related Services rate codes that correspond to the level and facility type.

### 3.3 CORE LIMITED HEALTH-RELATED SERVICES RATES FOR STEP DOWN AGENCIES

Transitional rates will be updated yearly beginning July 1, 2021 through July 1, 2024. On July 1, 2024, all 29-I Health Facilities will be reimbursed the standard rate schedule based on facility type. For 29-I Health Facilities that are receiving a transitional rate for Core Limited Health-Related Services, rates will be specific to the facility type that is transitioning with a unique agency-based rate.

### 3.4 OTHER LIMITED HEALTH-RELATED SERVICES (OPTIONAL SERVICES A 29-I HEALTH FACILITY MAY PROVIDE)

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The Other Limited Health-Related Services that can be provided by a 29-I Health Facility to meet a child/youth's individualized treatment goals and health needs are listed below. All Other Limited Health-Related Services that a 29-I Health Facility provides must be included in the 29-I License and may require separate State designation prior to delivery of services. This manual does not address service components, prior authorization, or other guidance on Children's HCBS and CFTSS and does not change those processes.

*Children's Home and Community Based Services Manual* can be found here:

[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/1115\\_waiver\\_amend.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/1115_waiver_amend.htm)

*Children and Family Treatment and Support Services Provider Manual for EPSDT Services* can be found here:

[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/proposed\\_spa.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/proposed_spa.htm)

1. Children and Family Treatment Supports and Services (CFTSS)
  - a. Other Licensed Practitioners (OLP)
  - b. Community Psychiatric Supports and Treatment (CPST)
  - c. Psychosocial Rehabilitation (PSR)
  - d. Family Peer Supports and Services (FPSS)
  - e. Youth Peer Support and Training (YPST)
  - f. Crisis Intervention (CI)
  
2. Children's Waiver Home and Community-Based Services (HCBS)
  - a. Caregiver Family Supports and services
  - b. Community advocacy and support
  - c. Respite (Planned and Crisis)
  - d. Prevocational Services
  - e. Supported Employment
  - f. Day Habilitation
  - g. Community Habilitation
  - h. Palliative Care: Bereavement Therapy
  - i. Palliative Care: Expressive Therapy
  - j. Palliative Care: Massage Therapy
  - k. Palliative Care: Pain and Symptom Management
  - l. Environmental Modifications
  - m. Vehicle Modifications

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- n. Adaptive and Assistive Equipment
  - o. Non-Medical Transportation
3. Medicaid State Plan services
- a. Screening, preventive, diagnostic and treatment services relate to physical health, including but not limited to:
    - i. Ongoing treatment of chronic conditions as specified in treatment plans
    - ii. Diagnosis and treatment related to episodic care for minor ailments, illness or injuries, including sick visits
    - iii. Primary pediatric/adolescent care
    - iv. Immunizations in accordance with NYS or NYC recommended childhood immunization schedule
    - v. Reproductive health care
    - vi. Laboratory tests
  - b. Screening, preventive, diagnostic and treatment services related to developmental and behavioral health. This includes the following:
    - i. Psychiatric consultation, assessment, and treatment
    - ii. Psychotropic medication treatment
    - iii. Developmental screening, testing, and treatment
    - iv. Psychological screening, testing and treatment
    - v. Smoking/tobacco cessation treatment
    - vi. Alcohol and/or drug screening and intervention
    - vii. Laboratory tests

Other Limited Health-Related Services **do not** include the following services, which should be provided by Medicaid participating providers (i.e. essential community providers) and billed directly by these providers to MMCPs/Medicaid FFS:

- surgical services
- dental services
- orthodontic care
- general hospital services including emergency care
- birth center services
- emergency intervention for major trauma
- treatment of life-threatening or potentially disabling conditions

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Other Limited Health-Related Services do not include nursing services, skill building activities (provided by LBHPs as described *Article 29-I VFCA Health Facilities License Guidelines* and any subsequent updates), and Medicaid treatment planning and discharge planning, including medical escorts and any clinical consultation/supervision services and tasks associated with the Managed Care Liaison/administrator in 29-I Health Facilities. These services are included in the Preventive or Rehabilitative Residential supports of the mandatory Core Limited Health-Related Services.

Other Limited Health-Related Services may be provided to children/youth in the care of any 29-I Health Facility, including children/youth in foster care, children/youth placed in a 29-I Health Facility by Committee on Special Education (CSE), babies residing with their parent who are placed in a 29-I Health Facility and in foster care, pre-dispositional placed youth, and children/youth in foster care placed in a setting certified by the Local Department of Social Services (LDSS).

Children/youth who are discharged from a 29-I Health Facility may continue to receive Other Limited Health-Related Services from any 29-I Health Facility up to one-year post discharge. These services may continue beyond the one-year post discharge date, if any of the following apply:

- child/youth is under 21 years old and in receipt of services through the 29-I Health Facility for an Episode of Care and has not yet safely transitioned to an appropriate provider for continued necessary services; or
- the child/youth is under 21 years old and has been in receipt of CFTSS or Children's HCBS through the 29-I Health Facility and has not yet safely transitioned to another designated provider for continued necessary CFTSS or HCBS in accordance with their plan of care; or
- if the Enrollee is 21 years or older, providers may bill for Other Limited Health-Related Services when the following applies:
  - the Enrollee has been placed in the care of the 29-I Health Facility and has been in receipt of Other Limited Health-Related Services prior to their 21<sup>st</sup> birthday, and the Enrollee has not yet safely transferred to another placement or living arrangement; and
  - the Enrollee and/or their authorized representative is compliant with a safe discharge plan; and

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- the 29-I Health Facility continues to work collaboratively with the MMCP to explore options for the Enrollee's safe discharge, including compliance with court ordered services, if applicable.

The Medicaid residual per diem is not reimbursable after the individual's 21st birthday. Adults over the age of 21 are not eligible for CFTSS or Children's HCBS.

For the purposes of this document, Episode of Care is defined as a course of treatment that began prior to discharge by the same facility to the child/youth for the treatment of the same or related health and/or behavioral health condition and may continue within one year after the date of the child/youth's discharge from the 29-I Health Facility. Additional details (i.e. service descriptions, staffing requirements, practitioner qualifications, required assessments) for Core Limited Health-Related Services and Other Limited Health-Related Services can be found in the *Article 29-I Health Facilities License Guidelines Final Draft*, available at [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/docs/final\\_draft\\_vfca\\_health\\_facilities\\_license\\_guidelines\\_5\\_01\\_18.pdf](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/docs/final_draft_vfca_health_facilities_license_guidelines_5_01_18.pdf).

### 3.5 CONCURRENT BILLING

In circumstances in which the child is receiving services from an Article 29-I Health Care Facility and a community provider such as an Article 31 or Article 28, there should be no duplication of services. When a clinical need is identified that is distinctly different and not duplicative to those needs being addressed through the 29-I Health Facility, it may be determined medically necessary for both services to be provided concurrently.

For example, there may be cases in which the Article 29-I therapist is providing individual therapy to the child and identifies the need for family therapy. If, based on the needs of the family/caregivers, the therapist determines it necessary and beneficial for the family therapy to be provided in an Article 31 clinic, this would be appropriate and allowable. In this case, both the Article 29-I therapist and Article 31 therapist would have separate treatment plans addressing different goals and objectives in therapy, thus substantiating distinct clinical needs and interventions for each service. In accordance with best practice, the Article 29-I therapist and Article 31 therapist are expected to collaborate, with consent from the child and family, to assure alignment in their treatment interventions.

### 3.6 OTHER LIMITED HEALTH-RELATED SERVICES FEE SCHEDULE

Other Limited Health-Related Services are reimbursed on a standardized fee schedule for services that the 29-I Health Facility provides (see Appendix C for a list of these services and codes).

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The Other Limited Health-Related Services Fee Schedule can be found at [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/vol\\_foster\\_trans.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/vol_foster_trans.htm).

29-I Health Facilities will be reimbursed for Core and Other Limited Health-Related Services by MMCPs for children enrolled in Medicaid Managed Care or by Fee-For-Service Medicaid for children who are not enrolled in Medicaid Managed Care.

### 3.7 AGENCIES WITHOUT A 29-I LICENSURE

Agencies that do not obtain Article 29-I Licensure are not authorized to receive a Medicaid per diem to provide Core Limited Health-Related Services.

### 3.8 CORE LIMITED HEALTH-RELATED SERVICES REGIONS

Core Limited Health-Related Services are not subject to regional reimbursement differences, as the Medicaid per diem was calculated as a statewide Medicaid rate. The Medicaid per diem is assigned to 29-I Health Facilities based on the facility types they are authorized to operate under an Article 29-I License.

### 3.9 OTHER LIMITED HEALTH-RELATED SERVICES REGIONS

The regions as defined by the Department of Health and assigned to providers based upon the geographic location of the provider's headquarters are defined as follows:

- Downstate: 5 boroughs of New York City, counties of Nassau, Suffolk, Westchester, Rockland, Putnam, Orange, Dutchess, Sullivan and Ulster
- Upstate: Rest of state

### 3.10 MEDICAID MANAGED CARE PLAN PAYMENTS

MMCPs must reimburse the NYS Medicaid FFS rates for Core Limited Health-Related Services for the four-year transition period from July 1, 2021 through June 30, 2025. MMCPs must reimburse Other Limited Health-Related Services for the four-year transition period at the Medicaid FFS fee schedule (where available), unless alternative arrangements have been made between plans and providers and have been approved by DOH and OCFS (e.g. Value-Based Payment arrangements). At the end of the transition period, the State will reassess progress of the implementation and determine if transitional requirements should be extended.

## SECTION 4: CLAIMS

### 4.1 REQUIREMENTS TO QUALIFY FOR MEDICAID REIMBURSEMENT

For services to qualify for Medicaid reimbursement, the child's/youth's health/behavioral health record, treatment plan, service plan and/or plan of care must reflect that the services provided:

- were medically necessary and appropriate (see Appendix A), and
- were rendered by qualified practitioners within their scope of practice (including supervision requirements), as defined in applicable State Law

Health/behavioral health care services must meet reasonable and acceptable standards of health practice as determined by the State in consultation with recognized health organizations. These standards include:

- State-mandated licensure requirements any other State-mandated certification and programmatic requirements that impact:
  - the types of providers that can deliver the services;
  - the specific nature of the services; and
  - the programmatic framework within which the services can be delivered, including supervision requirements.

Additionally, the services must be those that are covered by New York State Medicaid.

### 4.2 MEMBER ENROLLMENT STATUS

Before delivering services to an individual, providers should always check ePaces to verify the individual's Medicaid enrollment status and MMCP enrollment status. Providers should verify individual Medicaid and MMCP enrollment through the NYS system. Claims will not be paid if a claim is submitted for an individual who is not enrolled with Medicaid, an individual is not eligible for the service provided, or if the claim was submitted to an incorrect MMCP. Providers should always verify that claims are submitted to the correct MMCP.

Providers may appeal claims that have been denied; providers may contact the MMCP for information on how to appeal claim denials. In certain circumstances, providers may file a complaint or external appeal with State agencies. See also

[https://www.health.ny.gov/health\\_care/managed\\_care/complaints/](https://www.health.ny.gov/health_care/managed_care/complaints/).

### 4.3 29-I HEALTH FACILITY MEDICAID FEE-FOR-SERVICE CLAIMING (EMEDNY)

Claims for services delivered to an individual in receipt of fee-for-service Medicaid are submitted by providers to eMedNY. See <https://www.emedny.org> for training on use of the eMedNY system.

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## 29-I Health Facility Billing Guidance

Claim submissions must adhere to the 90-day timely filing rules for Medicaid FFS. See State Medicaid billing guidance available at

[https://www.emedny.org/info/TimelyBillingInformation\\_index.aspx](https://www.emedny.org/info/TimelyBillingInformation_index.aspx).

### 4.4 GENERAL MEDICAID MANAGED CARE CLAIMING FOR 29-I HEALTH FACILITIES (ALL SERVICES)

MMCPs and providers must adhere to the billing and coding manual requirements of this manual as well as clean claiming rules as outlined in billing tool found here:

[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/vol\\_foster\\_trans.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/vol_foster_trans.htm)

The MMCP shall support both paper and electronic submission of claims for all claim types. The MMCP shall offer providers an electronic payment option including a web-based claim submission system. MMCPs rely on Current Procedural Terminology (CPT) codes and modifiers when processing claims. Therefore, all MMCPs will require claims to be submitted with the CPT code and modifier (if applicable) in addition to the State-assigned rate code. Please refer to Appendix B and Appendix C for a complete listing of CPT codes and associated modifiers. Claims must include a National Provider Numbers (NPI) associated with the 29-I Health Facility.

MMCPs will be provided with a complete listing of all existing 29-I Health Facilities and the rate codes they are authorized to bill under, as well as the rate amounts by MMIS provider ID, locator code, and/or NPI and zip+4. Billing requirements depend on the type of service provided.

Providers must adhere to timely filing guidelines as outlined in their contract with the MMCP and per eMedNY guidelines

([https://www.emedny.org/info/TimelyBillingInformation\\_index.aspx](https://www.emedny.org/info/TimelyBillingInformation_index.aspx)). When a clean claim is received by the MMCP, they must adjudicate per prompt pay regulations. If a provider does not have a contract or a Single Case Agreement in place with the MMCP, the claim can be denied. Providers may contact the MMCP for information on how to appeal claim denials. In certain circumstances, providers may file a complaint or external appeal with State agencies. See also [https://www.health.ny.gov/health\\_care/managed\\_care/complaints/](https://www.health.ny.gov/health_care/managed_care/complaints/)

### 4.5 MEDICAID MANAGED CARE CLAIMING FOR CORE LIMITED HEALTH-RELATED SERVICES

For 837i and UB-04 claims, the 29-I Health Facility will enter the rate code in the header of the claim as a value code. This is done in the value code field by first typing in “24” followed

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## 29-I Health Facility Billing Guidance

immediately with the appropriate four-digit rate code. This is the standard mechanism used in Medicaid FFS billing.

The **837i** (electronic) or **UB-04** (paper form) is used to bill for Core Limited Health-Related Every claim must include the following:

- Primary Diagnosis code using (<https://www.cms.gov/Medicare/Coding/ICD10>)
- Core Limited Health-Related Services rate codes (Appendix B)
- Valid CPT code(s)
- CPT code modifiers (as needed)
- Units of service
- Patient reason for visit code
- Revenue Codes (Appendix E)

General Billing Guidance for Institutional service claims (837i/UB-04) form can be found at [https://www.emedny.org/ProviderManuals/AllProviders/General\\_Billing\\_Guidelines\\_Institutional.pdf](https://www.emedny.org/ProviderManuals/AllProviders/General_Billing_Guidelines_Institutional.pdf).

Guidance regarding billing for the use of interpretation services can be found at [https://www.health.ny.gov/health\\_care/medicaid/program/update/2012/oct12mu.pdf](https://www.health.ny.gov/health_care/medicaid/program/update/2012/oct12mu.pdf).

### 4.6 SUBMITTING CORE LIMITED HEALTH-RELATED SERVICES CLAIMS FOR DAILY BILLED SERVICES

Core Limited Health-Related Services are billed daily and can be submitted with a range of multiple dates of service on one claim. Claims for Core Limited Health Related Services must be submitted to the MMCP that the member is enrolled in and must be submitted in accordance with the billing guidance provided by the plan.

### 4.7 CORE LIMITED HEALTH-RELATED SERVICES CODING TABLE

Appendix B lists the rate codes, procedure codes, and modifier code combinations that will be required under Medicaid Managed Care to bill for the Medicaid residual per diem. Providers will use these coding combinations to indicate to the MMCP that the claim is for services provided to children/youth in the care of a 29-I Health Facility. The procedure and modifier code combinations must be adhered to by both provider and MMCP to ensure appropriate rate payment.

### 4.8 OTHER LIMITED HEALTH-RELATED SERVICES MEDICAID MANAGED CARE PLAN CLAIMING

For 837i and UB-04 claims, the 29-I Health Facility will enter the rate code in the header of the claim as a value code. This is done in the value code field by first typing in "24" followed immediately with the appropriate four-digit rate code. This is the standard mechanism used in Medicaid FFS billing.

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## 29-I Health Facility Billing Guidance

The **837i** (electronic) or **UB-04** (paperform) is used to bill for Core Limited Health-Related Services and Other Limited Health-Related Services. Every claim must include the following:

- Primary Diagnosis code using (<https://www.cms.gov/Medicare/Coding/ICD10>)
- Other Limited Health-Related Services rate codes (Appendix C)
- Valid CPT code(s)
- CPT code modifiers (as needed)
- Units of service
- Patient reason for visit code
- Revenue Codes (Appendix E)

General Billing Guidance for Institutional service claims (837i/UB-04) form can be found at [https://www.emedny.org/ProviderManuals/AllProviders/General\\_Billing\\_Guidelines\\_Institutional.pdf](https://www.emedny.org/ProviderManuals/AllProviders/General_Billing_Guidelines_Institutional.pdf).

Guidance regarding billing for the use of interpretation services can be found at [https://www.health.ny.gov/health\\_care/medicaid/program/update/2012/oct12mu.pdf](https://www.health.ny.gov/health_care/medicaid/program/update/2012/oct12mu.pdf).

Providers must include the applicable rate code, CPT codes, and modifiers. If an individual encounter has multiple procedure codes, the Principal Procedure code will be a billable code and the Other Procedure codes will be non-billable for that encounter (see Appendix C for billable and non-billable procedure codes). If there are two modifiers needed for one procedure code, both modifiers must be present and do not require a provider to indicate them in the exact same order for every claim for payment to be made.

### 4.9 SUBMITTING OTHER LIMITED HEALTH-RELATED SERVICES CLAIMS FOR DAILY BILLED SERVICES

Other Limited Health-Related Services are billed daily and should be submitted on separate claim submissions. When an MMCP has a contract with a Behavioral Health Organization (BHO) to assist with review and processing of behavioral health claims, it may result in the need for providers to send behavioral health claims directly to the BHO and physical health claims to the MMCP. Providers must be aware of these agreements and be able to route claims to the appropriate place for timely reimbursement. The provider should speak directly to the MMCP they have contracted with for additional information.

### 4.10 OTHER LIMITED HEALTH-RELATED SERVICES CODING TABLE

Appendix C lists the common rate codes, CPT codes, and modifier code combinations that will be required to bill Medicaid Managed Care for the Other Limited Health-Related Services. Providers can add additional CPT codes, if appropriate, with the rate code descriptions outlined in this manual and consistent with CPT coding standards.

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Laboratory services must be billed using the Laboratory Fee schedule found at <https://www.emedny.org/ProviderManuals/Laboratory/index.aspx>.

CFTSS and HCBS codes are located in the *New York State Children's Health and Behavioral Health Services Billing and Coding Manual*, located at [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/docs/billing\\_manual.pdf](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/docs/billing_manual.pdf), and any subsequent updates.

### 4.11 CLAIMS TESTING

To facilitate a smooth transition to Medicaid Managed Care billing, the MMCPs will offer billing/claim submission training to newly contracted providers and providers in active contract negotiations. This will include testing claims submission and processing, and issuance of MMCP contact and support information to assist programs in claim submission.

Providers are expected to test the claims submission process with MMCPs for all delivered services prior to the service implementation date and upon executing a new contract. Claims testing should begin 90 days prior to the implementation date.

### 4.12 ABSENCES AND IMPACT ON CLAIMING

The Medicaid residual per diem rate may not be claimed by the 29-I Health Facility when a foster care youth is temporarily absent from the 29-I Health Facility under any circumstances other than those specified in this Manual and future Department updates.

#### **Absence Categories when it is Permissible to Claim the Medicaid Residual Per Diem:**

It is permissible to claim the Medicaid residual per diem rate for **consecutive days one through seven, per episode of absence** for the following absence categories:

- Trial discharge
  - The 29-I Health Facility may claim their Medicaid rate for the first consecutive seven days of the trial discharge period per episode of trial discharge. An episode of trial discharge ends when the child/youth is either returned to the physical custody of the 29-I Health Facility or finally discharged from the 29-I Health Facility, preparatory to final foster care discharge.
- Non-secure legal detention
- Absent without consent (AWOC)
  - The 29-I Health Facility may claim the Medicaid residual per diem rate for the first consecutive seven days of AWOC, per AWOC episode, under the condition that the responsible authorized agency uses diligent efforts to locate and return the youth to the 29-I Health Facility and follows all other requirements of NYS OCFS regulation 18 NYCRR 431.8 and any NYS OCFS regulation and policy updates related to AWOC.

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## 29-I Health Facility Billing Guidance

It is permissible to claim the 29-I Health Facility Medicaid residual per diem rate for **all days** of the following absence categories:

- Weekend visits
- School and religious holidays
- Vacation days (including stay at camp)
  - All vacation days up to 21 days per calendar year, the maximum number that NYS OCFS specifies
- Visits to potential foster or adoptive parents, up to seven consecutive days per visit the maximum that NYS OCFS specifies
- Organized school trips
- Respite care and services (non-institutional and institutional)

Specifically, respite care may be reimbursed up to a maximum of seven weeks in any calendar year, not to exceed 21 consecutive days per episode, with a period of at least seven consecutive days before a subsequent respite care episode may be reimbursed.

### **Absence Categories when it is Not Permissible to Claim the Medicaid Residual Per Diem:**

In the following circumstances of absence, it is not permissible to claim the 29-I Core Limited Health-Related Services (Medicaid residual per diem) rate:

- Inpatient hospital days
- Other residential facility/setting days when that entity is reimbursed via a Medicaid payment methodology that covers health care costs (i.e., skilled nursing facility, residential school, or psychiatric center)
- Day of transfer or discharge from the 29-I Health Facility
  - The Medicaid rate may be claimed for the day of admission to a 29-I Health Facility.
  - If a child/youth is transferred from one 29-I Health Facility to another 29-I Health Facility, the 29-I Health Facility making the transfer will receive payment for the day of transfer. The 29-I Health Facility receiving the child/youth will receive payment for the first full day that the child/youth is in their care.
  - 29-I Health Facility will receive payment for the day of discharge.
- Secure legal detention
- Out-of-state congregate care placement setting
- Home on trial discharge days after the seventh consecutive day of trial discharge, irrespective of how long the period of trial discharge lasts
- Non-secure legal detention days after the seventh consecutive day of non-secure legal detention, irrespective of how long the period of non-secure legal detention lasts, unless the setting for non-secure legal detention is either:
  - A different 29-I Health Facility than the one from which the youth is temporarily absent; or

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## 29-I Health Facility Billing Guidance

- Another residential facility that gets reimbursed via a Medicaid payment methodology or a non-Medicaid payment methodology that covers health care costs.

If the 29-I Health Facility has advised the fiscally responsible local department of social services (LDSS) that they will not accept the return of the absent youth in foster care to their agency, then:

- None of the absent days are reimbursable for the purposes of the Core Limited Health-Related Services (Medicaid residual per diem) rate; and
- The 29-I Health Facility must discharge the youth from their agency for purposes of payment of the childcare agency Medicaid rate; and
- Following the most current NYS OCFS regulatory requirements, the LDSS must initiate an appropriate placement following the absence (i.e., placement at a different 29-I Health Facility, a direct care foster care placement, etc.); and
- When the youth is discharged from foster care, the LDSS must follow the most current Medicaid eligibility redetermination requirements to facilitate seamless health care and health care coverage in the new placement setting.

29-I Health Facilities must comply with all NYS OCFS regulations and policies related to allowable absences. 29-I Health Facilities must keep abreast of all applicable NYS OCFS regulations and policies, and any updates related to temporary absences.

### **Special Categories of Absence and Impact on Claiming**

The Core Limited Health-Related Services (Medicaid residual per diem) rate may be claimed by a 29-I Health Facility when a youth in foster care under their auspices attends an in-state or out-of-state college or university, or in a vocational/technical training setting.

For the purposes of the Core Limited Health-Related Services (Medicaid residual per diem) rate, these youth are “residents” of the 29-I Health Facility. The Core Limited Health-Related Services (Medicaid residual per diem) rate for these youth may be claimed until they reach 21 years of age.

## 4.13 OTHER LIMITED HEALTH-RELATED SERVICES BILLABLE UNITS

In addition to the Core Limited Health-Related Services (Medicaid residual per diem), 29-I Health Facilities may bill for encounter-based Other Limited Health-Related Services that are provided to meet a child/youth’s individualized needs and are included in the facility’s 29-I License. Appendix C includes rate codes, descriptions, units of service (i.e. 15 minutes, per dose, per occurrence), and unit limits per rate code for Other Limited Health-Related Services. All unit limits are “soft limits” and can be exceeded with medical necessity. If a service or procedure code requires time beyond the 15-minute unit in the fee schedule, the 29-I Health Facility may add additional 15-minute units to the claim in accordance with *Table 2: Timed units per Encounter of Service* in this manual, up to the maximum.

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## 29-I Health Facility Billing Guidance

When determining the number of units to bill, use the appropriate procedure code as described in the American Medical Association CPT billing and coding manual.

**Table 2: Timed Units per Encounter of Service**

| Range of minutes per face-to-face encounter | Billable minutes | Billable units (15 minutes per unit) |
|---|------------------|--------------------------------------|
| Under 8 minutes                             | 1-7 minutes      | Not billable                         |
| 8-22 minutes                                | 15 minutes       | 1 unit                               |
| 23-37 minutes                               | 30 minutes       | 2 units                              |
| 38-52 minutes                               | 45 minutes       | 3 units                              |
| 53-67 minutes                               | 60 minutes       | 4 units                              |
| 68-82 minutes                               | 75 minutes       | 5 units                              |
| 83-97 minutes                               | 90 minutes       | 6 units                              |
| 98-112 minutes                              | 105 minutes      | 7 units                              |
| 113-127 minutes                             | 120 minutes      | 8 units                              |

In addition to rate codes, procedure codes are required when submitting Medicaid Managed Care claims. If an encounter requires multiple procedure codes to detail the services that were delivered, include all procedure codes that apply.

Total time on the date of the encounter (office or other outpatient services [99202,99203,99204, 99205, 99212, 99213, 99214, 99215]): For coding purposes, time for these services is the total time on the date of encounter. It includes both the face-to-face and non-face-to-face time personally spent by the physician and / or other qualified health care professional(s) on the day of the encounter (includes time in activities that require the physician or other qualified health care professional and does not include time in activities normally performed by other clinical staff).

Time spent performing the following activities are billable when performed by a Physician or other qualified health care professional:

- Preparing to see the patient (e.g., review of tests)
- Obtaining and/or reviewing separately obtained history
- Performing a medically appropriate examination and/ or evaluation
- Counseling and educating the patient /family/caregiver

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## 29-I Health Facility Billing Guidance

- Ordering medications, test, or procedures
- Referring and communicating with other health care professional (when not separately reported)
- Documenting clinical information in the electronic or other health record
- Independently interpreting results (not separately reported) and communicating results to the patient/family/caregiver
- Care coordination (not separately reported)

### 4.14 COST ALLOCATION OF SERVICES

Other Limited Health-Related Services must be provided and billed for separately from those services included in the Core Limited Health-Related Services. 29-I Health Facilities may not separately bill for activities performed by a professional when the Full Time Equivalent (FTE) for that position is funded within the Medicaid residual per diem rate for the provision of Core Limited Health-Related Services.

29-I Health Facilities must appropriately allocate the costs associated with each type of service in the annual cost report filings submitted to the State. Costs associated with the time spent by practitioners providing Core Limited Health-Related Services must be allocated to and billed under the Medicaid residual per diem. 29-I Health Facilities can allocate percentages of individual practitioners' FTEs to Core and Other Limited Health-Related Services, based on actual time spent providing those services. 29-I Health Facilities may not bill for services provided by an individual practitioner under both the Medicaid residual per diem and the Other Limited Health-Related Services fee schedule, without an appropriate cost allocation methodology in place.

Providers must also comply with the HCBS Settings Rules as outlined in Appendix F.

### 4.15 BILLING EXAMPLE: OFFICE VISIT

When billing for an office visit, the claim would include rate code 4594, one of the billable E&M or prevention procedure codes (99202-99205, 99212-99215, 99381-99385, 99391-99395, 99401-99404), and any additional non-billable procedure codes relevant to the services that was provided; see Appendix C for additional non-billable codes.

For example, if a child/youth was a new patient with moderate presenting problems (based on medical decisions of the practitioner seeing the child/youth for the visit) and the child/youth was seen for 45 minutes, the claim must reflect the following information:

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| Rate code                      | Procedure Code description  | Modifier | Procedure Code            | Billable Units | Units Billed |
|--------------------------------|---|----------|---------------------------|----------------|--------------|
| <b>Unit Limit 12 units/day</b> |   |          |                           |                |              |
| 4594                           | New Patient Office or outpatient visit (typically 30 minutes) usually presenting problem(s) are moderate severity   | U9, SC   | 99204 (billable code)     | 15 minutes     | 3 units      |
|                                | TB Intradermal Test   | N/A      | 86580 (non-billable code) | N/A            | N/A          |
|                                | Service(s) provided in the office at times other than regularly scheduled office hours, or days when the office is normally closed (e.g. holidays, Saturday or Sunday) in addition to basic service | N/A      | 99051 (non-billable code) | N/A            | N/A          |
|                                | Pharmacologic management, including prescription and review of medication, when performed with psychotherapy services   | N/A      | 90863 (non-billable code) | N/A            | N/A          |

If there are multiple billable services delivered, each billable service must be indicated on separate claims with distinct procedure, modifier, and units delivered for each billable service.

### 4.16 DESCRIPTION OF BILLABLE PROCEDURE CODES FOR OTHER LIMITED HEALTH-RELATED SERVICES

A description of billable procedure codes for Other Limited Health-Related Services is as follows:

#### **Alcohol and /or drug screening, testing and treatment: rate code 4588**

- **Procedure code H0049:** Alcohol and/or drug screening
- **Procedure code H0050:** Alcohol and/or drug service, brief intervention, per 15 min
- **Procedure code 99408:** Alcohol and/or substance (other than tobacco) abuse structured screening (e.g. AUDIT DAST) and brief intervention (SBI) services 15 to 30 minutes
- **Procedure code 99409:** Alcohol and/or substance (other than tobacco) abuse structured screening (e.g. AUDIT DAST) and brief intervention (SBI) services greater than 30 minutes

**When using the CRAFT tool for alcohol and/or drug screening use one of the above procedure codes.**

#### **Developmental test administration: rate code 4589**

- **Procedure Code 96112:** Developmental test administration (including assessment of fine and/or gross motor, language, cognitive level, social, memory, and/or executive

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functions by standardized developmental instruments when performed), by physician or other qualified health care professional, with interpretation and report; **first hour**

- **Procedure code 96113:** Developmental test administration (including assessment of fine and/or gross motor, language, cognitive level, social, memory, and/or executive functions by standardized developmental instruments when performed), by physician or other qualified health care professional, with interpretation and report; **additional 30 minutes**

### Psychotherapy (Individual and Family): rate code 4590

- **Procedure code 90832:** Psychotherapy, 30 min with Patient
- **Procedure code 90834:** Psychotherapy, 45 min with Patient
- **Procedure code 90837:** Psychotherapy, 60 min with Patient
- **Procedure code 90846:** Family Psychotherapy (without the patient) 50 minutes
- **Procedure code 90847:** Family Psychotherapy (conjoint psychotherapy with patient present) 50 minutes (do not report less than 26 minutes)

### Psychotherapy (Group): rate code 4591

- **Procedure code 90849:** Family Psychotherapy Multi-Family Group Psychotherapy
- **Procedure code 90853:** Group Psychotherapy (other than of a Multi-family)

### Neuropsychological testing evaluation services: rate code 4592

- **Procedure code 96132:** Neuropsychological testing evaluation services by physician or other qualified health care professional, standardized test results and clinical data, clinical decision making, treatment planning and report, and interactive feedback to the patient, family member(s) or caregiver(s), when performed, **first hour**
- **Procedure code 96133:** Neuropsychological testing evaluation services by physician or other qualified health care professional, standardized test results and clinical data, clinical decision making, treatment planning and report, and interactive feedback to the patient, family member(s) or caregiver(s), when performed, **each additional hour (list separately) in addition to code for primary procedure**

### Psychiatric/Psychological diagnostic examination: rate code 4593

- **Procedure code 90791:** Can be billed once per day and not with an evaluation management claim (Office visit rate code 4594, Procedure codes 99213, 99214, and 99215) claim on the same day, can be billed twice per day when patient is evaluated and then patient with other informant or other informants without patient
- **Procedure code 96136:** Psychological or neuropsychological test administration and scoring by physician or other qualified health care professional, two or more tests, any method, first 30 minutes
- **Procedure code 96137:** Psychological or neuropsychological test administration and scoring by physician or other qualified health care professional, two or more tests, any method, Each additional 30 minutes (List separately in addition to code for primary procedure)

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- **Procedure code 96130:** Psychological testing evaluation services by physician or other qualified health care professional, including integration of patient data, interpretation of standardized test results and clinical data, clinical decision making, treatment planning and report and interactive feedback to the patient, family member(s) or caregiver(s), when performed; first hour
- **Procedure code 96131:** Psychological testing evaluation services by physician or other qualified health care professional, including integration of patient data, interpretation of standardized test results and clinical data, clinical decision making, treatment planning and report and interactive feedback to the patient, family member(s) or caregiver(s), when performed; Each additional hour (List separately in addition to code for primary procedure)

### Office Visit: rate code 4594

- **Procedure code 99202:** New Patient Office or outpatient visit (typically 20 minutes) usually presenting problem(s) are moderate severity
- **Procedure code 99203:** New Patient Office or outpatient visit (typically 30 minutes) usually presenting problem(s) are moderate to high severity
- **Procedure code 99204:** New Patient Office or outpatient visit (typically 45 minutes) usually presenting problem(s) are moderate to high severity
- **Procedure Code 99205:** New Patient Office or outpatient visit (typically 60 minutes) usually presenting problem(s) are moderate to high severity
- **Procedure code 99212:** Established Patient Office visit (typically 10 minutes) usually the presenting problem(s) are self-limiting or minor
- **Procedure code 99213:** Established Patient Office visit (typically 15 minutes) usually the presenting problem(s) are low to moderate severity
- **Procedure code 99214:** Established Patient Office visit (typically 25 minutes) usually presenting problem(s) are moderate to high severity
- **Procedure code 99215,** Established Patient Office visit (typically 40 minutes) usually presenting problem(s) are moderate to high severity
- **Procedure code 99381:** Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; **infant (younger than 1 year)**
- **Procedure code 99382:** Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; **early childhood (age 1 through 4 years)**
- **Procedure code 99383:** Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and

the ordering of laboratory/diagnostic procedures, new patient; **late childhood (age 5 through 11 years)**

- **Procedure code 99384:** Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; **adolescent (age 12 through 17 years)** **Procedure code 99385:** Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; **18 – 39 years**
- **Procedure code 99391:** Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; **infant (age younger than 1 year)**
- **Procedure code 99392:** Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; **early childhood (age 1 through 4 years)**
- **Procedure code 99393:** Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; **late childhood (age 5 through 11 years)** **Procedure code 99394:** Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; **adolescent (age 12 through 17 years)**
- **Procedure code 99395:** Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; **18-39 years**
- **Procedure code 99401:** Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual **approximately 15 minutes**
- **Procedure code 99402:** Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual **approximately 30 minutes**
- **Procedure code 99403:** Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual **approximately 45 minutes**
- **Procedure code 99404:** Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual **approximately 60 minutes**

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## 29-I Health Facility Billing Guidance

- **Procedure code 99417** Prolonged office or other outpatient evaluation and management service(s) (beyond the total time of the primary procedure which has been selected using total time), requiring total time with or without direct patient contact beyond the usual service, on the date of the primary service; each 15 minutes (List separately in addition to codes 99205, 99215 for office or other outpatient **Evaluation and Management** services, It may not be used with any other office/outpatient code.) Do not report 99417 in conjunction with 99354, 99355, 99358, 99359, 99415, 99416. Do not report 99417 for any time unit less than 15 minutes. 99417 cannot be reported on the same day as non-face-to-face prolonged care codes 99358, 99359 or face-to-face prolonged care codes 99354, 99355. The entire 15 minutes must be done, in order to add on this new, prolonged services code to 99215 and 99205.

Use one of the billable procedure codes listed above for reproductive health related office visits.

When billing for an office visit, indicate what billable service was performed and any additional non-billable procedure codes (if applicable) to the Office Visit claim. Additional procedure codes will not be reimbursed separately; however, they will provide detail on how complex the visit was and what services were delivered. When coding the claim, ensure the most accurate coding using appropriate procedure codes based on established definitions defined in American Medical Association CPT coding manual.

### **Additional Non-Billable Procedure codes to be claimed with Office Visit rate code and procedure codes in Appendix C**

- **Procedure code 11730:** Avulsion of nail plate, partial or complete, simple; single
- **Procedure code 11982:** Removal, non-biodegradable drug delivery system
- **Procedure code 11983:** Removal with reinsertion, non-biodegradable drug delivery implant
- **Procedure code 27372:** Removal of foreign body, deep, thigh region or knee area
- **Procedure code 58300:** Insertion of Intrauterine device (IUD)
- **Procedure code 58301:** Removal of Intrauterine device (IUD)
- **Procedure code 69200:** Removal foreign body from external auditory canal; without general anesthesia
- **Procedure code 94640:** Pressurized or non-pressurized inhalation treatment for acute airway obstruction for therapeutic purposes and/or for diagnostic purposes such as sputum induction with an aerosol generator, nebulizer, metered dose inhaler or intermittent positive pressure breathing (IPPB) device
- **Procedure code 96372:** Therapeutic, prophylactic, or diagnostic injection subcutaneous or intramuscular
- **Procedure code 99050:** Service(s) provided in the office at times other than regularly scheduled office hours, or days when the office is normally closed (e.g. holidays, Saturday or Sunday) in addition to basic service

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- **Procedure code 97802:** Medical Nutrition Therapy Initial Assessment and intervention, individual, face-to-face with the patient
- **Procedure code 97803:** Medical Nutrition Therapy re-assessment and intervention, individual, face-to-face with the patient
- **Procedure code 97804:** Medical Nutrition Therapy Group (2 or more individuals)
- **Procedure code S0630:** Removal of sutures by physician who did not close the wound
- **Procedure code S8110:** Peak Expiratory Flow Rate
- **Procedure code 90863:** Pharmacologic management, including prescription and review of medication, when performed with psychotherapy services
- **Procedure Code: G2023:** COVID-19 Specimen Collection without onsite laboratory testing

### **Smoking cessation treatment: rate code 4595**

- **Procedure code 99407:** (greater than 10 minutes)

### **ECG: rate code 4596**

- **Procedure code 93000:** Rhythm ECG, 12 leads with interpretation report triggered by an event to diagnose – with specific order and documentation in medical record

### **Screening-development/emotional/behavioral: rate code 4597**

- **Procedure code 96110:** Developmental screening (e.g. developmental milestone survey, speech and language delay screen), with scoring and documentation, per standardized instrument
- **Procedure code 96160:** Administration of patient focused health risk assessment instrument (e.g. health hazard appraisal) with scoring and documentation, per standardized instrument
- **Procedure code 96161:** Administration of caregiver-focused health risk assessment instrument (e.g. depression inventory) for the benefit of the patient, with scoring and documentation per standardized instrument
- **Procedure code 96127:** Brief emotional/behavioral assessment (e.g. Depression inventory, attention deficit/hyperactivity disorder [ADHD] scale), with scoring and documentation, per standardized instrument

### **Hearing and evaluation of speech: rate code 4598**

- **Procedure code 92551:** Screening pure test tone air only
- **Procedure code 92521:** Sound production (e.g. stuttering, cluttering)
- **Procedure code 92522:** Sound production (e.g. Articulation, phonological process, apraxia, dysarthria)
- **Procedure code 92523:** With evaluation of language comprehension and expression (e.g. Receptive and expressive language)
- **Procedure code 92524:** Behavioral and Qualitative analysis of voice and resonance

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## 29-I Health Facility Billing Guidance

- **Procedure code 92526:** Treatment of swallowing dysfunction and/or oral function for feeding

### **Immunization Administration: rate code 4599**

In New York, health care providers cannot bill Medicaid for vaccines they give to children/youth, as vaccines must be received through the Vaccines for Children (VFC) Program. The provider can bill separately for administration of the vaccine and must be enrolled in the VFC program to do so. A child is eligible for VFC vaccine if they are younger than 19 years of age and meets at least one of the VFC criteria.

Please reference [https://www.health.ny.gov/prevention/immunization/vaccines\\_for\\_children/](https://www.health.ny.gov/prevention/immunization/vaccines_for_children/) for further information on New York's VFC program.

Use Modifier SL for all VFC Immunizations

<https://www.cdc.gov/vaccines/programs/vfc/index.html>. When administering multiple immunizations in one visit, indicate multiple administrations by increasing the number of billable units on the claim. For example, for three immunizations delivered to a child/youth in one visit, indicate 3 units to claim the three doses administered.

- **Procedure code 90460:** Administration of FREE vaccine
- **Procedure code 90471:** Administration of vaccine for youth 19 years of age and older

### **Laboratory Services:**

#### **Rate code 4600**

- **Procedure code 80178:** Lithium

#### **Rate code 4671**

- **Procedure code 81002:** Urinalysis, by dip stick or tablet reagent
- **Procedure code 81003:** Urinalysis, by dip stick or tablet reagent
- **Procedure code 81007:** Urinalysis; Bacterium screen, except B

#### **Rate code 4672**

- **Procedure code 87426:** Infectious agent antigen detection by immunoassay technique (e.g., enzyme immunoassay [EIA], enzyme-linked immunosorbent assay [ELISA], immunochemiluminometric assay [IMCA]), qualitative or semiquantitative, multiple-step method; severe acute respiratory syndrome coronavirus (e.g., SARS-CoV, SARS-CoV-2 [COVID-19])

**29-I Health Facility Billing Guidance**

**Rate Code 4674**

- Procedure code 81025: Urine pregnancy test, by visual color comparison methods

**Rate code 4675**

- Procedure code 83036: Hemoglobin; glycosylated (A1C)

**Rate code 4676**

- Procedure code 85018: Blood count; Hemoglobin (HGB)

**Rate code 4677**

- Procedure code 86701: Antibody; HIV-1

**Rate code 4678**

- Procedure code 87210: Smear, primary source with Interpretation

**Rate code 4679**

- Procedure code 87631: Infectious agent detection by nucleic ac

**Rate code 4680**

- Procedure code 87880: Infectious agent detection by immunoassay

**Rate code 4681**

- Procedure code 87804: Infectious agent antigen detection by IM (Influenza rapid test)

**Rate code 4682**

- Procedure code 87635: Molecular PCR Test
- Procedure code U0002: Molecular PCR Test

**Rate code 4683**

- Procedure code: G2023: COVID-19 Specimen Collection (can be reimbursed if specimen collection is a standalone service not associated with an office visit or a COVID-19 Molecular PCR test).

| 29-I Health Facility Laboratory Fee Schedule |  |                          |
|--|--|--------------------------|
| Procedure Code                               | Description                                | 29-I Health Facility Fee |
| <b>Drug Testing</b>                          |  |                          |
| 80178  | Lithium                                    | \$8.00                   |
| <b>Urine Dip</b>                             |  |                          |
| 81002  | Urinalysis, by dip stick or tablet reagent | \$2.00                   |

**29-I Health Facility Billing Guidance**

| <b>29-I Health Facility Laboratory Fee Schedule</b> |   |                                 |
|---|---|---------------------------------|
| <b>Procedure Code</b>                               | <b>Description</b>  | <b>29-I Health Facility Fee</b> |
| 81003   | Urinalysis, by dip stick or tablet reagent  | \$2.00                          |
| 81007   | Urinalysis; Bacterium scree, except B   | \$2.00                          |
| <b>Pregnancy Test</b>                               |   |                                 |
| 81025   | Urine pregnancy test, by visual color co  | \$2.00                          |
| <b>Hematocrit or Hemoglobin</b>                     |   |                                 |
| 83036   | Hemoglobin; glycosylated (A1C)  | \$11.00                         |
| 85018   | Blood count; Hemoglobin (HGB)   | \$2.00                          |
| <b>HIV</b>  |   |                                 |
| 86701   | Antibody; HIV-1   | \$11.00                         |
| <b>Saline Prep</b>                                  |   |                                 |
| 87210   | Smear, primary source with Interpretation   | \$4.00                          |
| <b>RSV</b>  |   |                                 |
| 87631   | Infectious agent detection by nucleic ac  | \$97.00                         |
| <b>Strep Rapid</b>                                  |   |                                 |
| 87880   | Infectious agent detection by immunoassay   | \$4.00                          |
| <b>Influenza Rapid Test</b>                         |   |                                 |
| 87804   | Infectious agent antigen detection by IM (Influenza rapid test)   | \$15.00                         |
| <b>COVID-19 Tests</b>                               |   |                                 |
| 87635   | Molecular PCR test (effective 3/13/2020) – INFECTIOUS AGENT DETECTION BY NUCLEIC ACID (DNA OR RNA); SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2 (SARS-COV-2) (CORONAVIRUS DISEASE [COVID-19]), AMPLIFIED PROBE TECHNIQUE  | \$51.31                         |
| U0002   | Molecular PCR test (effective 3/13/2020) – 2019-NCOV CORONAVIRUS, SARS-COV-2/2019-NCOV (COVID-19), ANY TECHNIQUE, MULTIPLE TYPES OR SUBTYPES (INCLUDES ALL TARGETS), NON-CDC.   | \$51.31                         |
| 87426   | Infectious agent antigen detection by immunoassay technique (e.g., enzyme immunoassay [EIA], enzyme-linked immunosorbent assay [ELISA], immunochemiluminometric assay [IMCA]), qualitative or semiquantitative, multiple-step method; severe acute respiratory syndrome coronavirus (e.g., SARS-CoV, SARS-CoV-2 [COVID-19]) | \$45.23                         |

## 29-I Health Facility Billing Guidance

| 29-I Health Facility Laboratory Fee Schedule |   |                          |
|--|---|--------------------------|
| Procedure Code                               | Description   | 29-I Health Facility Fee |
| <b>COVID-19 Specimen Collection</b>          |   |                          |
| G2023  | Specimen collection for severe acute respiratory syndrome coronavirus 2 (SARS- CoV-2) (Coronavirus disease [COVID-19]) when provided as a stand-alone service | \$23.46                  |

Procedure code G2023 is reimbursable only when the specimen collection is a stand-alone service and is not reimbursable in conjunction with any other service, including an office visit or when billing for a COVID-19 test.

29-I Health Facilities providing laboratory services must have a valid Clinical Laboratory Improvement Amendments (CLIA) certification and only provide laboratory services outlined in their CLIA certification. The objective of the CLIA program is to ensure quality laboratory testing. All clinical laboratories must be properly certified to receive Medicaid reimbursement; CLIA has no direct Medicare or Medicaid program responsibilities. Reimbursements will only apply to the specific waived labs outlined in this manual. 29-I Health Facilities must provide proof of CLIA certification to the State upon request. Additional information on CLIA certifications can be found here: <https://www.cms.gov/Regulations-and-Guidance/Legislation/CLIA>. COVID testing must meet the complexity of the laboratory certification. Additional information regarding CLIA-waived COVID tests can be found at <https://www.fda.gov/medical-devices/coronavirus-disease-2019-covid-19-emergency-use-authorizations-medical-devices/vitro-diagnostics-euas#individual-molecular>.

### 4.17 PHARMACY/DURABLE MEDICAL EQUIPMENT (DME)/SUPPLIES

The State Fiscal Year (SFY) 2021 Enacted Budget transitioned the Medicaid pharmacy benefit from Managed Care to fee for service. **Per the SFY 2022 Enacted Budget, this transition of the Medicaid pharmacy benefit from Medicaid Managed Care to the Fee-for-Service (FFS) Program has been delayed by two years, until April 1, 2023.**

Medicaid Managed Care (MC) members (Mainstream, Health and Recovery Plan (HARP) and Human Immunodeficiency Virus (HIV)-Special Needs Plan (SNP) will continue to receive their pharmacy benefits through their MC plan until April 1, 2023.

**Through June 30, 2021,** 29-I Health Facilities will continue to cover the cost of prescription drugs (except those that are covered under the Foster Care Drug Carve-Out list) and durable medical equipment under the Medicaid per diem. Effective July 1, 2021, the Foster Care Drug Carve Out list will no longer apply and all covered pharmacy and equipment benefits will be

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## 29-I Health Facility Billing Guidance

billed by the pharmacy or equipment provider to the plan or Medicaid FFS, depending on the child's enrollment status.

- For members who are enrolled in managed care:
  - Pharmaceuticals and equipment will no longer be billed to the VFCA.
  - Pharmaceuticals and pharmacy procedure codes and medical supplies included in the Medicaid Managed Care/HIV Special Needs Plan/Health and Recovery Plan Model Contract Benefit Package will be billed by the pharmacy or equipment provider to the Medicaid Managed Care plan.
  - Pharmacies and Durable Medical Equipment Prosthetics, Orthotics and Supplies (DMEPOS) Managed Care network providers ***must be enrolled in the FFS program as billing providers in order to continue to serve children in the care of VFCAs who transition to Manage Care.***
  - More information on the Managed Care Pharmacy benefit can be found here: <https://mmcdruginformation.nysdoh.suny.edu/>.
- For members remaining in Medicaid FFS:
  - Pharmaceuticals and equipment will no longer be billed to the VFCA.
  - The Foster Care Drug Carve Out list will no longer apply. All Pharmaceuticals and [pharmacy procedure codes and medical supplies](#) that are covered under Medicaid fee-for-service will be billed by pharmacies to Medicaid FFS.
  - Pharmacies and Durable Medical Equipment Prosthetics, Orthotics and Supplies (DMEPOS) Managed Care network providers ***must be enrolled in the FFS program as billing providers in order to continue to serve children in the care of VFCAs who remain in Medicaid FFS.***
  - More information on Medicaid FFS Pharmacy benefits, including the Medicaid FFS Formulary and a link to the Preferred Drug Program can be found at <https://www.emedny.org/info/formfile.aspx>.

### Additional Information and Questions:

- For information regarding provider enrollment, visit: <https://www.emedny.org/info/ProviderEnrollment/HowDoIDo.pdf>.
- Additional questions should be directed to [providerenrollment@health.ny.gov](mailto:providerenrollment@health.ny.gov) or by calling Provider Enrollment at (800) 343-9000.

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## 29-I Health Facility Billing Guidance

- For more information regarding the April 2023 transition of the pharmacy benefit carve-out from NYS Managed Care to FFS, visit: [https://health.ny.gov/health\\_care/medicaid/redesign/mrt2/pharmacy\\_carve\\_out/](https://health.ny.gov/health_care/medicaid/redesign/mrt2/pharmacy_carve_out/).
- Policy questions can be directed to the Medicaid Pharmacy Policy unit at (518) 486-3209 or by emailing [ppno@health.ny.gov](mailto:ppno@health.ny.gov).
- Policy questions for DMEPOS providers can be directed to the Bureau of Medical Review at (800) 342-3005 or by emailing [OHIPMEDPA@health.ny.gov](mailto:OHIPMEDPA@health.ny.gov).

### 4.18 ROUTINE TRANSPORTATION

Transportation related to accessing routine health care services is covered within the Core Limited Health-Related Services (Medicaid residual per diem) rate. It is the responsibility of the 29-I Health Facility to arrange for ordinary and routine health care-related transportation services required to serve the child/youth in their care, such as a trip to a local medical appointment.

### 4.19 MEDICAL TRANSPORTATION

29-I Health Facilities are not responsible for non-routine transportation. Examples include:

- Frequency of medical appointments exceeds regular and routine medical care
- Emergency ambulance transports
- Transportation between medical facilities
- Medical destinations which are long distance (i.e. 30 miles or more away from the facility)
- Outside the common medical marketing area where ordinary and routine health care is received

These types of trips are arranged through the regional Department of Health contracted Medicaid Transportation Manager and are billed by the transportation provider as fee for service Medicaid transportation.

Medicaid enrollees have freedom of choice when choosing a transportation provider within the most cost effective, medically appropriate mode of transport (e.g. taxi/livery, ambulette, public transit) as determined by the Transportation Manager; additional guidance can be found at <https://www.emedny.org/ProviderManuals/Transportation/index.aspx>.

### 4.20 HCBS NON-MEDICAL TRANSPORTATION

29-I Health Facilities that meet requirements to provide HCBS as outlined in the *Children's Home and Community Based Services Provider Manual*

([https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/docs/](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/docs/))

[hcbs\\_manual.pdf](#)) and any subsequent updates will bill using the *NYS Children's Health and Behavioral Health Services Billing and Coding Manual* ([https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/docs/billing\\_manual.pdf](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/docs/billing_manual.pdf)) and any subsequent updates.

## SECTION 5: POPULATIONS SERVED BY 29-I HEALTH FACILITIES

### 5.1 CHILDREN/YOUTH IN FOSTER CARE PLACEMENT

Most New York State children and youth in foster care are Medicaid eligible simply by virtue of their foster care status. This includes children/youth who are United States citizens or have satisfactory immigration status.

For more information, please see the following General Information Systems document issued by the Medicaid Program:

[http://www.health.state.ny.us/health\\_care/medicaid/publications/docs/gis/05ma041.pdf](http://www.health.state.ny.us/health_care/medicaid/publications/docs/gis/05ma041.pdf).

VFCAs may serve children/youth who are not in foster care. 29-I Health Facilities may provide Core Limited Health-Related Services and Other Health-Related Services to the following populations; however, it is not always the responsibility of MMCPs to reimburse for payment for these services, as outlined below and in the chart in Appendix G.

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#### KINSHIP – IN FOSTER CARE CERTIFIED KINSHIP SETTING

##### **Children/youth Enrolled in MMCP**

- MMCPs are responsible for paying the Medicaid residual per diem for all days that the enrolled child/youth is enrolled in plan and resides in the certified kinship setting with active Foster Care status until the date of discharge from VFCA or date of disenrollment. This information should be communicated to MMCPs via the transmittal form.
- MMCPs will reimburse for Other Limited Health-Related Services.

##### **Medicaid FFS (*Children/youth NOT Enrolled in MMCP*)**

- For the period when the child is enrolled in Medicaid FFS, VFCAs will bill Medicaid FFS the residual per diem rate from the date of admission to the date of discharge and/or change in FC status.
- Medicaid FFS will reimburse for Other Limited Health-Related Services.

KINSHIP – IN FOSTER CARE NON-CERTIFIED KINSHIP SETTING

**Children/youth Enrolled in MMCP**

- For a child/youth who is enrolled in a MMCP and is placed in a kinship setting that is not certified as a Foster Care setting, the residual per diem cannot be claimed.
- If the kinship placement is certified at a later date, the VFCA can retroactively claim the residual per diem for the Core Limited Health-Related Services up to 90 days. The MMCP will be responsible for the period during which the child/youth was in active Foster Care status, placed in the kinship setting, and enrolled in the MMCP.
- MMCPs will be responsible for reimbursement for Other Limited Health-Related Services.

**Medicaid FFS (*Children/youth NOT Enrolled in MMCP*)**

- For children/youth who are enrolled in Medicaid FFS and are placed in kinship settings that are not certified as a Foster Care setting, a residual per diem cannot be claimed.
- If the kinship placement is certified at a later date, then the VFCA can claim the residual per diem retroactively up to 90 days. Medicaid FFS will be responsible for the period during which the child/youth was in active Foster Care status, placed in the kinship setting, and enrolled in Medicaid FFS.
- Medicaid FFS will be responsible for reimbursement for Other Limited Health-Related Services to the VFCA provider based on the appropriate fee schedule.

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COMMITTEE OF SPECIAL EDUCATION (CSE)<sup>1</sup>

**Children/youth Enrolled in MMCP**

- For children/youth who are placed with a 29-I Health Facility by their school district's Committee of Special Education (CSE), the school district will reimburse for Other Limited Health-Related Services that are included in the child/youth's Individualized Education Plan (IEP).

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<sup>1</sup> A school placed youth may continue with placement in a 29-I Health Facility past their 21st birthday as outlined in Education Law: Section 4402(5) of NYS Education Law indicates that students with disabilities reaching the age of 21 between July 1 and August 31 are eligible to remain in school until the 31st day of August or until the end of summer program, whichever occurs first. Students turning age 21 between September 1 and June 30 are entitled to remain in school until June 30 or until the end of the school year, whichever comes first.

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## 29-I Health Facility Billing Guidance

- The MMCP will reimburse for Other Limited Health-Related Services that are not listed in the IEP. The MMCP may request the IEP from the child/youth's school district if this information is necessary for care coordination.
- MMCPs are not responsible for covering the residual per diem rates for Core Limited Health-Related Services.

### **Medicaid FFS (Children/youth NOT Enrolled in MMCP)**

- For children/youth who are placed with a VFCA by the CSE, the school district will reimburse for Other Limited Health-Related Services that are included in the child/youth's IEP.
- Medicaid FFS will reimburse for Other Limited Health-Related Services that are not listed in the IEP.
- Medicaid is not responsible for covering the residual per diem rates for Core Limited Health-Related Services.

When billing for children residing in the 29-I Health Facility and placed by the Committee on Special Education (CSE), the 29-I Health Facility will follow the existing guidance in the Standards of Payment guidance found at <https://ocfs.ny.gov/main/Rates/Default.asp>.

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## 8D BABIES

### **Children/youth Enrolled in MMCP**

- For babies/children of children/youth in foster care (8D babies), the MMCP will reimburse for both Core Limited Health-Related Services and Other Limited Health-Related Services.

### **Medicaid FFS (Children/youth NOT Enrolled in MMCP)**

- Medicaid FFS will be responsible for reimbursement for both Core Limited Health-Related Services and Other Limited Health-Related Services.

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## PRE-DISPOSITIONAL PLACED YOUTH

### **Children/youth Enrolled in MMCP**

- MMCPs are not responsible for covering the residual per diem rates for Core Limited Health-Related Services.
- The MMCP will reimburse for Other Limited Health-Related Services provided by the 29-I Health Facility.

### **Medicaid FFS (Children/youth NOT Enrolled in MMCP)**

- Medicaid FFS will reimburse for Other Limited Health-Related Services provided by the 29-I Health Facility.

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## OUT-OF-STATE PLACEMENT (NON-TITLE IV-E)

### **Children/youth Enrolled in MMCP**

- Children who are not Title IV-E eligible and are placed out of state are excluded from MMCP enrollment.

### **Medicaid FFS (*Children/youth NOT Enrolled in MMCP*)**

- Medicaid FFS will reimburse for Other Limited Health-Related Services provided by the 29-I Health Facility.
- Medicaid FFS will reimburse for the residual per diem for Core services for days the enrolled child/youth is placed with the 29-I Health Facility.

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## OUT-OF-STATE PLACEMENT (TITLE IV-E)

### **MMCP or Medicaid FFS**

- Children/youth who are Title IV-E eligible should be enrolled in Medicaid FFS by the state in which the child/youth is residing.
- Core and Other Limited Health-Related Services will be reimbursed in accordance with that state's Medicaid rules.

## 5.2 ADULTS OLDER THAN 21, FORMALLY IN FOSTER CARE WHO ARE STILL IN THE CARE OF THE 29-I HEALTH FACILITY

### **MMCP or Medicaid FFS**

- Youth who are 21 years or older may continue to receive Other Limited Health-Related Services if the following circumstances apply:

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## 29-I Health Facility Billing Guidance

- the Enrollee has been placed in the care of the 29-I Health Facility and has been in receipt of Other Limited Health-Related Services prior to their 21<sup>st</sup> birthday; and
- the Enrollee has not yet safely transferred to another placement or living arrangement; and
- the Enrollee and/or their authorized representative is compliant with a safe discharge plan; and
- the 29-I Health Facility continues to work collaboratively with the MMCP to explore options for the Enrollee's safe discharge, including compliance with court ordered services, if applicable.

Neither MMCPs nor Medicaid FFS will reimburse the residual per diem for Core Limited Health-Related Services after the individual's 21<sup>st</sup> birthday. Adults over the age of 21 are not eligible for CFTSS or Children's HCBS.

## SECTION 6: PROVIDER ASSISTANCE

MMCPs are required to develop and implement provider training and support programs for network providers. This training and support will allow network providers to gain the appropriate knowledge, skills, and expertise, and receive technical assistance to comply with the MMCP's requirements. Training and technical assistance shall be provided to network providers on billing/claims submission, coding, data interface, documentation requirements, and UM requirements.

Network providers shall be informed in writing regarding the information requirements for UM decision making, procedure coding, and submitting claims. MMCPs will provide technical assistance in other areas such as claim submission as indicated by provider performance identified through the quality management and provider profiling programs put in place by the MMCP. MMCPs will ensure providers receive prompt resolution to their inquiries.

### 6.1 WHERE TO SUBMIT QUESTIONS AND COMPLAINTS

#### **Medicaid Managed Care Billing/claiming questions:**

MMCPs will address billing and claiming questions for claims submitted to the MMCP, see your Managed Care contract for additional information.

#### **FFS Billing Questions:**

##### **eMedNY Call Center**

1-800-343-9000

<https://www.emedny.org/contacts/emedny.aspx>

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## 29-I Health Facility Billing Guidance

For provider inquiries pertaining to non-pharmacy billing, claims or provider enrollment:  
7:30 a.m. - 6:00 p.m. Eastern Time, Monday through Friday (excluding holidays)

For provider inquiries pertaining to eligibility, Point of Service (POS), Dental or Pharmacy claims:  
7:00 a.m. - 10:00 p.m., Eastern Time, Monday through Friday (excluding holidays)  
8:30 a.m. - 5:30 p.m., Eastern Time, Holidays and Weekends

### General eMedNY Information:

P.O. Box 4611

Rensselaer, N.Y. 12144-8611

<https://www.emedny.org/>

### **Medicaid Managed Care Complaints can be sent to NYS DOH Complaint team at:**

1-800-206-8125 or email: [managedcarecomplaint@health.ny.gov](mailto:managedcarecomplaint@health.ny.gov)

### **Program coverage questions and 29I licensure questions can be emailed to OCFS and DOH at:**

**OCFS MAILBOX:** [ocfs-managed-care@ocfs.ny.gov](mailto:ocfs-managed-care@ocfs.ny.gov)

**DOH MAILBOX:** [BH.Transition@health.ny.gov](mailto:BH.Transition@health.ny.gov)

## 6.2 PRIOR APPROVAL / PRIOR AUTHORIZATION

For Core Limited Health-Related Services (Medicaid residual per diem rate), Medicaid prior approval/prior authorization requirements do not apply. MMCPs may not require prior authorization for Core Limited Health-Related Services or for any mandated Other Limited Health-Related Services assessment for a child/youth in foster care, except as necessary to arrange for out of network services. The mandatory assessments and timeframes are outlined in the 29-I Health Facility guidance, located at [https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/docs/final\\_draft\\_vfca\\_health\\_facilities\\_license\\_guidelines\\_5\\_01\\_18.pdf](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/docs/final_draft_vfca_health_facilities_license_guidelines_5_01_18.pdf).

29-I Health Facilities must have procedures to assure that caseworkers, children/youth, any of their caregivers and others who bring children/youth residing in a 29-I Health Facility to receive healthcare services in the community effectively communicate to community providers that the child/youth is under the care of the 29-I Health Facility. This will facilitate compliance with both Medicaid billing and Medicaid prior approval/prior authorization requirements that impact claims payment and promote willingness of providers to serve the 29-I Health Facility population.

29-I Health Facility staff that bring children/youth for healthcare services should be directed to supply the healthcare provider with contact information for a 29-I Health Facility Medicaid Managed Care Liaison who can advise providers when it is appropriate to bill the FFS and when

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## 29-I Health Facility Billing Guidance

it is appropriate to bill the MMCP. This will assist the provider in determining whether Medicaid prior approval/prior authorization requirements must be followed.

Other Limited Health-Related Services that are not mandated as outlined in the 29-I Health Facility Guidance are subject to prior approval/prior authorization and utilization standards set forth by the contract agreement between the 29-I Health Facility and the MMCP.

Prior authorization is not required for Core Health-Related Services and/or mandated assessments. If prior authorization is required and not obtained for services outside of Core Health-Related Services and/or mandated assessments, claims for these services may be denied.

### 6.3 MEDICAID PRIOR APPROVAL OF ORTHODONTIA CARE FOR MEDICAID FOSTER CARE YOUTH

Orthodontia care is outside the 29-I Medicaid residual per diem and Other Health-Related Services rates, and therefore is billable directly to the Medicaid Program through Medicaid Managed Care Plans or through FFS.

The most current Medicaid FFS prior approval process for orthodontia care must be followed, which is located at

[https://www.emedny.org/ProviderManuals/Dental/PDFS/Dental\\_Policy\\_and\\_Procedure\\_Manual.pdf](https://www.emedny.org/ProviderManuals/Dental/PDFS/Dental_Policy_and_Procedure_Manual.pdf).

#### **Orthodontia Care for non-Medicaid Eligible Youth in Foster Care Enrolled in the Physically Handicapped Children's Program**

Prior approval/authorization processes must be followed when Physically Handicapped Children's Program (PCHP)-approved orthodontists render orthodontia care to PHCP-enrolled, non-Medicaid foster care children/youth serviced by VFCA programs. It is expected that these instances will be limited.

Counties vary with response to the scope of their PHCP program, and there are county-specific variations with respect to the programmatic and financial eligibility requirements. Any questions related to these issues should first be directed to the local county department of health (or other responsible local PHCP entity) in the county whose department of social services has fiscal responsibility for the non-Medicaid foster care children/youth.

### 6.4 OUT-OF-STATE PROVIDERS

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## 29-I Health Facility Billing Guidance

Out-of-state providers can be utilized to serve New York State Medicaid clients only under specific circumstances that are illustrated in New York State Medicaid policy directives. Such information can be found in the Department of Health's *Medicaid Update*, located at [https://www.health.ny.gov/health\\_care/medicaid/program/update/main.htm](https://www.health.ny.gov/health_care/medicaid/program/update/main.htm).

Out-of-state providers must enroll in the New York State Medicaid Program in order to bill the Medicaid Program. Further information on the enrollment process for out-of-state providers can be located at <https://www.emedny.org/info/ProviderEnrollment/index.aspx>.

**Note:** Only Licensed 29-I Health Facilities that are authorized by the New York State OCFS may apply for enrollment in the New York State Medicaid Program and be assigned a Core Limited Health-Related Services (Medicaid residual per diem) rate.

## SECTION 7: APPENDICES

### APPENDIX A: UTILIZATION MANAGEMENT/MEDICAL NECESSITY GUIDELINES FOR 29-I CORE LIMITED HEALTH-RELATED SERVICES

Medical necessity must be established for Core Limited Health-Related Services and is required for 29-I Health Facilities to bill the Medicaid residual per diem rate. Medical necessity must be determined by one of the following Licensed Practitioners of the Healing Arts (LPHA) operating within the scope of practice:

- Physician
- Psychiatrist
- Psychologist
- Nurse practitioner
- Psychoanalyst
- Registered nurse
- Clinical nurse specialist
- Clinical social worker
- Marriage and family therapist
- Mental health counselor

Documentation of medical necessity must include how the Core Limited Health-Related Services are intended to address any of the following:

1. Deliver preventive supports through an array of clinical and related activities including psychiatric supports, information exchange with Medicaid community and skill-building.
2. Reduce the severity of the health issue that was identified as the reason for admission.

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3. Provide targeted treatment related directly to the child’s ability to function successfully in the home and school environment (e.g. compliance with reasonable behavioral expectations; safe behavior and appropriate responses to social cues and conflicts; or medically appropriate care).

| Admission Criteria   | Continued Stay Criteria   | Discharge Criteria  |
|--|---|---|
| <p>Criteria 1 AND 2 must be met:</p> <ol style="list-style-type: none"> <li>1. Medical necessity must be determined by one of the following Licensed Practitioners of the Healing Arts (LPHA) operating within the scope of practice: <ul style="list-style-type: none"> <li>• Physician</li> <li>• Psychiatrist</li> <li>• Psychologist</li> <li>• Nurse practitioner</li> <li>• Psychoanalyst</li> <li>• Registered nurse</li> <li>• Clinical nurse specialist</li> <li>• Clinical social worker</li> <li>• Marriage and family therapist</li> <li>• Mental health counselor</li> </ul> </li> <li>2. Addresses the prevention, diagnosis, and/or treatment of overall health (physical and/or behavioral); the ability to achieve age-appropriate growth and development; and the ability to attain, maintain, or regain functional capacity.</li> </ol> | <p>Criteria 1 OR 2 AND 3, 4, &amp; 5 must be met:</p> <ol style="list-style-type: none"> <li>1. The child/youth has not fully reached established service goals and there is an expectation that continuation of services will allow the child/youth to make progress OR</li> <li>2. Continuation of the service is needed to prevent the loss of functional skills already achieved AND</li> <li>3. The child/youth continues to meet admission criteria AND</li> <li>4. An alternative service(s) would not meet the child/youth needs AND</li> <li>5. The treatment plan has been appropriately updated to establish or modify ongoing goals.</li> </ol> | <p>Any one of the following criteria must be met:</p> <ol style="list-style-type: none"> <li>1. The child/youth no longer meets continued stay criteria OR</li> <li>2. The child/youth is at least 18 years of age and, despite multiple attempts on the part of the provider to apply reasonable engagement strategies, has decided to no longer consent to the placement OR</li> <li>3. The child/youth and/or family/ discharge resource has successfully reached individual/family established service goals and is able to satisfactorily meet the child/youth’s overall health care needs.</li> </ol> |

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**APPENDIX B: CORE LIMITED HEALTH-RELATED SERVICES RATE CODING TABLE**

| <b>Level</b> | <b>Description</b>          | <b>Facility</b>                              | <b>Rate Code</b> | <b>Procedure Code</b> | <b>Modifier</b> | <b>Unit Measure</b> | <b>Unit Limit</b> |
|--------------|-----------------------------|--|------------------|-----------------------|-----------------|---------------------|-------------------|
| Level 1      | General Treatment           | Foster Boarding Home                         | 4288             | H0041                 | N/A             | Per diem            | 1/day             |
| Level 2      | Specialized Treatment       | Therapeutic Boarding Home (TBH)/AIDS         | 4289             | S5145                 | N/A             | Per diem            | 1/day             |
|              |                             | Medically Fragile                            | 4290             | S5145                 | TF              |                     |                   |
|              |                             | Special Needs                                | 4291             | S5145                 | U1              |                     |                   |
| Level 3      | Congregate Care             | Maternity                                    | 4292             | S5145                 | HD              | Per diem            | 1/day             |
|              |                             | Group Home (GH)                              | 4293             | S5145                 | HA              |                     |                   |
|              |                             | Agency Operated Boarding Home (ABH)          | 4294             | S5145                 | U2              |                     |                   |
|              |                             | Supervised Independent Living Program (SILP) | 4295             | S5145                 | U3              |                     |                   |
| Level 4      | Specialized Congregate Care | Group Residence (GR)                         | 4296             | S5145                 | HA, U5          | Per diem            | 1/day             |
|              |                             | Diagnostic                                   | 4297             | S5145                 | TG              |                     |                   |
|              |                             | Institutional                                | 4298             | S5145                 | U5              |                     |                   |
|              |                             | Hard to Place/Other Congregate               | 4299             | S5145                 | U6              |                     |                   |
|              |                             | Raise the Age                                | 4300             | S5145                 | U7              |                     |                   |

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**APPENDIX C: OTHER LIMITED HEALTH-RELATED SERVICES RATE CODING TABLE**

| <b>Rate Code</b>  | <b>Unit limit per<br/>RATE CODE</b> | <b>Rate Code Description</b> |                       |
|---|-------------------------------------|------------------------------|-----------------------|
| 4588  | 24 units/year                       | Alcohol and Drug Testing     |                       |
| <b>Billing unit measure: 15 minutes</b>   |                                     |                              |                       |
| <b>Service description</b>  |                                     | <b>Modifier</b>              | <b>Procedure Code</b> |
| Alcohol and/or drug screening   |                                     | U9                           | H0049                 |
| Alcohol and/or drug services, brief intervention, per 15 minutes  |                                     | U9                           | H0050                 |
| Alcohol and/or substance (other than tobacco) abuse structured screening (e.g. AUDIT DAST) and brief intervention (SBI) services 15 to 30 minutes   |                                     | U9                           | 99408                 |
| Alcohol and/or substance (other than tobacco) abuse structured screening (e.g. AUDIT DAST) and brief intervention (SBI) services greater than 30 minutes  |                                     | U9                           | 99409                 |
| <b>Rate Code</b>  | <b>Unit limit per<br/>RATE CODE</b> | <b>Rate code description</b> |                       |
| 4589  | 48 units/year                       | Developmental Testing        |                       |
| <b>Billing unit measure: 15 minutes</b>   |                                     |                              |                       |
| <b>Service description</b>  |                                     | <b>Modifier</b>              | <b>Procedure Code</b> |
| Developmental test administration (including assessment of fine and/or gross motor, language, cognitive level, social, memory, and/or executive functions by standardized developmental instruments when performed), by physician or other qualified health care professional, with interpretation and report; <b>first hour</b>          |                                     | U9, SC                       | 96112                 |
| Developmental test administration (including assessment of fine and/or gross motor, language, cognitive level, social, memory, and/or executive functions by standardized developmental instruments when performed), by physician or other qualified health care professional, with interpretation and report; each additional 30 minutes |                                     | U9, SC                       | 96113                 |

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| Rate Code  | Unit limit per<br>RATE CODE | Rate code Description                          |                |
|--|-----------------------------|--|----------------|
| 4590   | 12 units/day                | Psychotherapy (Individual and Family)          |                |
| <b>Billing unit measure: 15 minutes</b>  |                             |  |                |
| Service Description  |                             | Modifier                                       | Procedure Code |
| Psychotherapy, 30 min with Patient   |                             | U9   | 90832          |
| Psychotherapy, 45 min with Patient   |                             | U9   | 90834          |
| Psychotherapy, 60 min with Patient   |                             | U9   | 90837          |
| Family Psychotherapy (without the patient) 50 minutes  |                             | U9   | 90846          |
| Family Psychotherapy (conjoint psychotherapy with patient present) 50 minutes (do not report less than 26 minutes)   |                             | U9   | 90847          |
| Rate Code  | Unit Limit per RATE<br>CODE | Rate Code Description                          |                |
| 4591   | 8 units/day                 | Psychotherapy Group                            |                |
| <b>Billing unit measure: 15 minutes</b>  |                             |  |                |
| Service Description  |                             | Modifier                                       | Procedure Code |
| Multi-Family Group Psychotherapy   |                             | U9   | 90849          |
| Group Psychotherapy (other than of a Multi-family)   |                             | U9   | 90853          |
| Rate Code  | Unit Limit per RATE<br>CODE | Rate Code Description                          |                |
| 4592   | 48 unit/year                | Neuropsychological testing/evaluation services |                |
| <b>Billing unit measure: 15 minutes</b>  |                             |  |                |
| Service description  |                             | Modifier                                       | Procedure Code |
| Neuropsychological testing evaluation services by physician or other qualified health care professional, standardized test results and clinical data, clinical decision making, treatment planning and report, and interactive feedback to the patient, family member(s) or caregiver(s), when performed, first hour   |                             | U9, SC   | 96132          |
| Neuropsychological testing evaluation services by physician or other qualified health care professional, standardized test results and clinical data, clinical decision making, treatment planning and report, and interactive feedback to the patient, family member(s) or caregiver(s), when performed, each additional hour (list separately) in addition to code for primary procedure |                             | U9, SC   | 96133          |

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| <b>Rate Code</b>  | <b>Unit Limit per RATE CODE</b> | <b>Rate Code Description</b>       |
|---|---------------------------------|------------------------------------|
| 4593  | 48 units/year                   | Psychiatric diagnostic examination |
| <b>Billing unit measure: 15 minutes</b>   |                                 |                                    |
| <b>Service Description</b>  |                                 | <b>Modifier</b>                    |
|   |                                 | <b>Procedure code</b>              |
| Psychiatric diagnostic examination  |                                 | U9                                 |
| Psychological or neuropsychological test administration and scoring   |                                 | U9                                 |
| Psychological or neuropsychological test administration and scoring/additional 30 minutes   |                                 | U9                                 |
| Psychological testing evaluation services by physician or other qualified health care professional, including integration of patient data                 |                                 | U9                                 |
| Psychological testing evaluation services by physician or other qualified health care professional, including integration of patient data/additional hour |                                 | U9                                 |
|   |                                 |                                    |
| <b>Rate Code</b>  | <b>Unit limit per RATE CODE</b> | <b>Rate Code Description</b>       |
| 4594  | 12 units/day                    | Office Visit                       |
| <b>Billing unit measure: 15 minutes</b>   |                                 |                                    |
| <b>Service Description</b>  |                                 | <b>Modifier</b>                    |
|   |                                 | <b>Procedure Code</b>              |
| New Patient Office or outpatient visit (typically 20 minutes) usually presenting problem(s) are low to moderate severity                                  |                                 | U9, SC                             |
| New Patient Office or outpatient visit (typically 30 minutes) usually presenting problem(s) are moderate severity   |                                 | U9, SC                             |
| New Patient Office or outpatient visit (typically 45 minutes) usually presenting problem(s) are moderate to high severity                                 |                                 | U9, SC                             |
| New Patient Office or outpatient visit (typically 60 minutes) usually presenting problem(s) are moderate to high severity                                 |                                 | U9, SC                             |
| Established Patient Office visit (typically 10 minutes) usually the presenting problem(s) are self-limiting or minor                                      |                                 | U9, SC                             |
| Established Patient Office visit (typically 15 minutes) usually the presenting problem(s) are low to moderate severity                                    |                                 | U9, SC                             |
| Established Patient Office visit (typically 25 minutes) usually presenting problem(s) are moderate to high severity                                       |                                 | U9, SC                             |
| Established Patient Office visit (typically 40 minutes) usually presenting problem(s) are moderate to high severity                                       |                                 | U9, SC                             |

## 29-I Health Facility Billing Guidance

|  |        |       |
|--|--------|-------|
| Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; <b>infant (younger than 1 year)</b>                    | U9, SC | 99381 |
| Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; <b>early childhood (age 1 through 4 years)</b>         | U9, SC | 99382 |
| Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; <b>late childhood (age 5 through 11 years)</b>         | U9, SC | 99383 |
| Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; <b>late childhood (age 12 through 17 years)</b>        | U9, SC | 99384 |
| Preventive Medicine – Initial comprehensive evaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures, new patient; <b>18-39 years</b>                                     | U9, SC | 99385 |
| Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; <b>infant (age younger than 1 year)</b>        | U9, SC | 99391 |
| Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; <b>early childhood (age 1 through 4 years)</b> | U9, SC | 99392 |
| Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; <b>late childhood (age 5 through 11 years)</b> | U9, SC | 99393 |
| Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate  | U9, SC | 99394 |

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|  |        |       |
|--|--------|-------|
| history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; <b>adolescent (age 12 through 17 years)</b>  |        |       |
| Established patient periodic comprehensive preventive medicine reevaluation and management of an individual including an age and gender appropriate history, examination, counseling/anticipatory guidance/risk factor reduction interventions, and the ordering of laboratory/diagnostic procedures; <b>18-39 years</b> | U9, SC | 99395 |
| Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual <b>approximately 15 minutes</b>  | U9, SC | 99401 |
| Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual <b>approximately 30 minutes</b>  | U9, SC | 99402 |
| Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual <b>approximately 45 minutes</b>  | U9, SC | 99403 |
| Preventive Medicine counseling and/or risk factor reduction interventions provided to an individual <b>approximately 60 minutes</b>  | U9, SC | 99404 |

### Non-Billable Procedure codes applicable to an Office Visit

When billing for an office visit, indicate what services were performed by adding additional non-billable procedure codes to the Office visit claim. Additional non-billable procedure codes will not be reimbursed separately; however, they will provide detail on how complex the visit was and specifically what services were delivered in the billable office visit time period in the claim. When coding the claim, ensure the most accurate coding using appropriate procedure codes based on established definitions in the latest version of *American Medical Association CPT manual* with the guidance provided in this document.

| Service Description  | Procedure Code |
|--|----------------|
| Avulsion of nail plate, partial or complete, simple; single  | 11730          |
| Removal, non-biodegradable drug delivery system  | 11982          |
| Removal with reinsertion, non-biodegradable drug delivery implant  | 11983          |
| Removal of foreign body, deep, thigh region or knee area   | 27372          |
| Insertion of Intrauterine device (IUD)   | 58300          |
| Removal of Intrauterine device (IUD)   | 58301          |
| Removal foreign body from external auditory canal; without general anesthesia  | 69200          |
| Pressurized or non-pressurized inhalation treatment for acute airway obstruction for therapeutic purposes and/or for diagnostic purposes such as sputum induction with an aerosol generator, nebulizer, metered dose inhaler or intermittent positive pressure breathing (IPPB) device | 94640          |
| Therapeutic, prophylactic, or diagnostic injection subcutaneous or intramuscular   | 96372          |
| Service(s) provided in the office at times other than regularly scheduled office hours, or days when the office is normally closed (e.g. holidays, Saturday or Sunday) in addition to basic service  | 99050          |
| Removal of sutures by physician who did not close the wound  | S0630          |
| Peak Expiratory Flow Rate  | S8110          |
| Pharmacologic management, including prescription and review of medication, when performed with psychotherapy services  | 90863          |
| Medical Nutrition Therapy Initial Assessment and intervention, individual, face-to-face with the patient   | 97802          |
| Medical Nutrition Therapy re-assessment and intervention, individual, face-to-face with the patient  | 97803          |
| Medical Nutrition Therapy group (2 or more individuals)  | 97804          |
| Specimen collection for severe acute respiratory syndrome coronavirus 2 (SARS- CoV-2) (Coronavirus disease [COVID-19])   | G2023          |

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| <b>Rate Code</b>  | <b>Unit limit per rate code</b> | <b>Rate Code Description</b>                 |
|---|---------------------------------|--|
| 4595  | 2 units/day                     | Smoking cessation treatment                  |
| <b>Billing unit measure:</b> 15 minutes   |                                 |  |
| <b>Service description</b>  | <b>Modifier</b>                 | <b>Procedure Code</b>                        |
| Smoking cessation treatment (over 10minutes)  | U9, SC                          | 99407  |
| <b>Rate Code</b>  | <b>Unit limit per rate Code</b> | <b>Rate code Description</b>                 |
| 4596  | 12 units/year                   | ECG  |
| <b>Billing unit measure:</b> one occurrence   |                                 |  |
| <b>Service Description</b>  | <b>Modifier</b>                 | <b>Procedure Code</b>                        |
| Rhythm ECG, 12 leads with interpretation report triggered by an event to diagnose – with specific order and documentation in medical record   | U9, SC                          | 93000  |
| <b>Rate Code</b>  | <b>Unit limit per rate Code</b> | <b>Rate code Description</b>                 |
| 4597  | 1 unit/day                      | Screening-developmental/emotional/behavioral |
| <b>Billing unit measure:</b> one occurrence   |                                 |  |
| <b>Service Description</b>  | <b>Modifier</b>                 | <b>Procedure Code</b>                        |
| Developmental screening (e.g. developmental milestone survey, speech and language delay screen), with scoring and documentation, per standardized instrument  | U9, SC                          | 96110  |
| Brief emotional/behavioral assessment (e.g. Depression inventory, attention deficit/hyperactivity disorder [ADHD] scale), with scoring and documentation, per standardized instrument 15-30 minutes | U9                              | 96127  |
| Administration of patient focused health risk assessment instrument (e.g. health hazard appraisal) with scoring and documentation, per standardized instrument                                      | U9, SC                          | 96160  |

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|  |                                 |                                  |                       |
|--|---------------------------------|----------------------------------|-----------------------|
| Administration of caregiver-focused health risk assessment instrument (e.g. depression inventory) for the benefit of the patient, with scoring and documentation per standardized instrument |                                 | U9                               | 96161                 |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b>     |                       |
| 4598   | 8 units/day                     | Hearing and evaluation of speech |                       |
| <b>Billing unit measure: 15 minutes</b>  |                                 |                                  |                       |
| <b>Service Description</b>   |                                 | <b>Modifier</b>                  | <b>Procedure Code</b> |
| Hearing- screening pure test tone air only   |                                 | U9, SC                           | 92551                 |
| Evaluation of speech fluency (e.g. stuttering, cluttering)   |                                 | U9, SC                           | 92521                 |
| Evaluation of speech sound production (e.g. Articulation, phonological process, apraxia, dysarthria)   |                                 | U9, SC                           | 92522                 |
| Evaluation of speech sound production, with evaluation of language comprehension and expression (e.g. Receptive and expressive language)   |                                 | U9, SC                           | 92523                 |
| Behavioral and Qualitative analysis of voice and resonance   |                                 | U9, SC                           | 92524                 |
| Treatment of swallowing dysfunction and/or oral function for feeding   |                                 | U9, SC                           | 92526                 |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b>     |                       |
| 4599   | 4 units/day                     | Immunization Administration      |                       |
| <b>Billing Unit measure: one occurrence</b>  |                                 |                                  |                       |
| <b>Service Description</b>   |                                 | <b>Modifier</b>                  | <b>Procedure code</b> |
| Administration of FREE vaccine   |                                 | SL                               | 90460                 |

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|  |                                 |                              |
|--|---------------------------------|------------------------------|
| Administration of vaccine for youth 19 years and older   |                                 | 90471                        |
| <b>Use Modifier SL for all VFC Immunizations</b> <a href="https://www.cdc.gov/vaccines/programs/vfc/index.html">https://www.cdc.gov/vaccines/programs/vfc/index.html</a> |                                 |                              |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4600   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |
| <b>Service Description</b>   | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Lithium  | U9, SC                          | 80178                        |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4671   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |
| <b>Service Description</b>   | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Urinalysis, by dip stick or tablet reagent   | U9, SC                          | 81002                        |
| Urinalysis, by dip stick or tablet reagent   | U9, SC                          | 81003                        |
| Urinalysis; Bacterium scree, except B  | U9, SC                          | 81007                        |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4672   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |
| <b>Service Description</b>   | <b>Modifier</b>                 | <b>Procedure code</b>        |
| COVID Infectious agent antigen detection by immunoassay technique  |                                 | 87426                        |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4674   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |
| <b>Service Description</b>   | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Urine pregnancy test, by visual color co   | U9, SC                          | 81025                        |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4675   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |

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| <b>Service Description</b>                            | <b>Modifier</b>                 | <b>Procedure code</b>        |
|---|---------------------------------|------------------------------|
| Hemoglobin; glycosylated (A1C)                        | U9, SC                          | 83036                        |
| <b>Rate Code</b>                                      | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4676  | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure |                                 |                              |
| <b>Service Description</b>                            | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Blood count; Hemoglobin (HGB)                         | U9, SC                          | 85018                        |
| <b>Rate Code</b>                                      | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4677  | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure |                                 |                              |
| <b>Service Description</b>                            | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Antibody; HIV-1                                       | U9, SC                          | 86701                        |
| <b>Rate Code</b>                                      | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4678  | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure |                                 |                              |
| <b>Service Description</b>                            | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Smear, primary source with Interpretation             | U9, SC                          | 87210                        |
| <b>Rate Code</b>                                      | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4679  | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure |                                 |                              |
| <b>Service Description</b>                            | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Infectious agent detection by nucleic ac              | U9, SC                          | 87631                        |
| <b>Rate Code</b>                                      | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4680  | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure |                                 |                              |
| <b>Service Description</b>                            | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Infectious agent detection by immunoassay             | U9, SC                          | 87880                        |
| <b>Rate Code</b>                                      | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |

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|  |                                 |                              |
|--|---------------------------------|------------------------------|
| 4681   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |
| <b>Service Description</b>   | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Infectious agent antigen detection by IM (Influenza rapid test)  | U9, SC                          | 87804                        |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4682   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |
| <b>Service Description</b>   | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Molecular PCR Test INFECTIOUS AGENT DETECTION BY NUCLEIC ACID (DNA OR RNA); SEVERE ACUTE RESPIRATORY SYNDROME CORONAVIRUS 2 (SARS-COV-2) (CORONAVIRUS DISEASE [COVID-19]), AMPLIFIED PROBE TECHNIQUE |                                 | 87635                        |
| Molecular PCR Test 2019-NCOV CORONAVIRUS, SARS-COV-2/2019-NCOV (COVID-19), ANY TECHNIQUE, MULTIPLE TYPES OR SUBTYPES (INCLUDES ALL TARGETS), NON-CDC.  |                                 | U0002                        |
| <b>Rate Code</b>   | <b>Unit limit per rate Code</b> | <b>Rate code Description</b> |
| 4683   | N/A                             | Laboratory                   |
| <b>Billing Unit measure:</b> one Laboratory procedure  |                                 |                              |
| <b>Service Description</b>   | <b>Modifier</b>                 | <b>Procedure code</b>        |
| Specimen collection for severe acute respiratory syndrome coronavirus 2 (SARS- CoV-2) (Coronavirus disease [COVID-19])   |                                 | G2023                        |

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29-I Health Facility Billing Guidance

Rates and Rate codes for Children and Family Treatment and Support Services (CFTSS) can be found here:

[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/proposed\\_sp.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/proposed_sp.htm)

Rates and Rate codes for Home and Community Based Services (HCBS) can be found here:

[https://www.health.ny.gov/health\\_care/medicaid/redesign/behavioral\\_health/children/1115\\_waiver\\_amend.htm](https://www.health.ny.gov/health_care/medicaid/redesign/behavioral_health/children/1115_waiver_amend.htm)

APPENDIX D: MODIFIER DESCRIPTIONS

**Use of Modifiers for 29-I Health Facilities Medicaid residual per diem and Fee Schedule**

*CPT Modifier **U4** – Language other than English* This modifier is used for 10% increase in payment when translation services are utilized for patients with limited English proficiency

*CPT Modifier **TF** Specialized Treatment (Intermediate care) Medically Fragile*

*CPT Modifier **U1** Medicaid Level 1 Specialized Treatment Special Needs*

*CPT Modifier **HD** (Pregnant/parenting) Congregate Care Maternity*

*CPT Modifier **HA** (Child/adolescent program) Congregate Care Group*

*CPT Modifier **U2** Medicaid Level 2 Congregate Care*

*CPT Modifier **U3** Medicaid Level 3 Supervised Independent Living*

*CPT Modifier **TG** (Complex/high level of care)*

*CPT Modifier **U5** Medicaid Level 5 Specialized Congregate Care*

*CPT Modifier **U6** Medicaid Level 6 Specialized Congregate Care Other*

*CPT Modifier **U7** Medicaid Level 7 Specialized Congregate Care Raise the Age*

*CPT Modifier **U9** Medically Necessary Service*

*CPT Modifier **SC** Medically Necessary Medical Service*

*CPT Modifier **SL** NYS Vaccines for Children*

**29-I Health Facility Billing Guidance**

**APPENDIX E: REVENUE CODES FOR 29-I HEALTH FACILITY BILLING/CLAIMING**

| <b>Service</b>                        | <b>Revenue Code (s)</b>  |
|---------------------------------------|--|
| Alcohol and Drug Testing              | 0513 – Clinic, Psychiatric clinic  |
|                                       | 0520 - Freestanding Clinic, General  |
|                                       | 0900 - Behavioral Health Treatments/Services, General                              |
|                                       | 0914 - Behavioral Health Treatments/Services Extension of 090X, Individual therapy |
| Developmental testing                 | 0513 – Clinic, Psychiatric clinic  |
|                                       | 0520 - Freestanding Clinic, General  |
|                                       | 0900 - Behavioral Health Treatments/Services, General                              |
|                                       | 0914 - Behavioral Health Treatments/Services Extension of 090X, Individual therapy |
|                                       | 0918 - Behavioral Health Treatments/Services - Extension of 090X, Testing          |
| Psychotherapy (Individual and Family) | 0513 – Clinic, Psychiatric clinic  |
|                                       | 0520 - Freestanding Clinic, General  |
|                                       | 0900 - Behavioral Health Treatments/Services, General                              |
|                                       | 0914 - Behavioral Health Treatments/Services Extension of 090X, Individual therapy |

**29-I Health Facility Billing Guidance**

|   |   |
|---|---|
|   | 0916 - Behavioral Health Treatments/Services<br>Extension of 090X, Family therapy     |
| Psychotherapy Group                             | 0513 – Clinic, Psychiatric clinic   |
|   | 0520 - Freestanding Clinic, General   |
|   | 0900 - Behavioral Health Treatments/Services,<br>General                              |
|   | 0914 - Behavioral Health Treatments/Services<br>Extension of 090X, Individual therapy |
|   | 0916 - Behavioral Health Treatments/Services<br>Extension of 090X, Family therapy     |
| Neuropsychological testing / valuation services | 0513 – Clinic, Psychiatric clinic   |
|   | 0520 - Freestanding Clinic, General   |
|   | 0900 - Behavioral Health Treatments/Services,<br>General                              |
|   | 0914 - Behavioral Health Treatments/Services<br>Extension of 090X, Individual therapy |
|   | 0918 - Behavioral Health Treatments/Services -<br>Extension of 090X, Testing          |
| Psychiatric diagnostic examination              | 0513 – Clinic, Psychiatric clinic   |
|   | 0520 - Freestanding Clinic, General   |
|   | 0900 - Behavioral Health Treatments/Services,<br>General                              |
|   | 0914 - Behavioral Health Treatments/Services<br>Extension of 090X, Individual therapy |

**29-I Health Facility Billing Guidance**

|  |  |
|--|--|
| Office Visit                                 | 0529 - Freestanding Clinic, Other  |
| Office Visit Preventive Medicine             | 0770 - Preventive Services, General  |
| Smoking cessation treatment                  | 0513 – Clinic, Psychiatric clinic  |
|  | 0520 - Freestanding Clinic, General  |
|  | 0900 - Behavioral Health Treatments/Services, General                              |
|  | 0914 - Behavioral Health Treatments/Services Extension of 090X, Individual therapy |
| ECG  | 0730 - EKG/ECG Electrocardiogram, General  |
| Screening-developmental/emotional/behavioral | 0513 – Clinic, Psychiatric clinic  |
|  | 0520 - Freestanding Clinic, General  |
|  | 0900 - Behavioral Health Treatments/Services, General                              |
|  | 0914 - Behavioral Health Treatments/Services Extension of 090X, Individual therapy |
|  | 0918 - Behavioral Health Treatments/Services - Extension of 090X, Testing          |
| Hearing                                      | 0529 - Freestanding Clinic, Other  |
| Evaluation of speech                         | 0449 - Speech Therapy Language Pathology, Other                                    |
| Immunization administration                  | 0771 - Preventive Services, Vaccine administration                                 |
| Laboratory Services                          | 0300 – Laboratory, General   |

**29-I Health Facility Billing Guidance**

|                                       |  |
|---------------------------------------|--|
|                                       | 0301 - Laboratory, Chemistry                     |
|                                       | 0302 - Laboratory, Immunology                    |
|                                       | 0305 - Laboratory, Hematology                    |
|                                       | 0306 - Laboratory, Bacteriology and Microbiology |
|                                       | 0307 - Laboratory, Urology                       |
|                                       | 0309 - Laboratory, Other                         |
|                                       | 0310 – Laboratory Pathology, General             |
|                                       | 0311 - Laboratory Pathology, Cytology            |
|                                       | 0312 - Laboratory Pathology, Histology           |
|                                       | 0319 - Laboratory Pathology, Other               |
| 29-I Clinic services (per diem) Other | 0519 – Clinic, Other                             |
|                                       | 0529 - Freestanding Clinic, Other                |

**Behavioral Health Outpatient Revenue Codes**

[https://www.ctacny.org/sites/default/files/trainings-pdf/revenu-codes-updated-12-21-15\\_1.pdf](https://www.ctacny.org/sites/default/files/trainings-pdf/revenu-codes-updated-12-21-15_1.pdf)

## APPENDIX F: HCBS SETTINGS OVERVIEW

The CMS Final Rule (§441.301(c)(4) and §441.710) defines the qualities that all home and community-based settings must possess in order to be in compliance with the rule. In the final rule, CMS also clarifies which settings do NOT qualify as home and community-based settings.

### **HCBS Settings Rule Resources**

The CMS Final Rule on the HCBS Settings Requirement can be found here:

<https://www.federalregister.gov/documents/2014/01/16/2014-00487/medicaid-program-state-plan-home-and-community-based-services-5-year-period-for-waivers-provider>

CMS has created a Settings Requirements Compliance Toolkit that may be found here:

<https://www.medicare.gov/medicaid/hcbs/index.html>

**29-I Health Facility Billing Guidance**

**APPENDIX G: COVERAGE FOR POPULATIONS OUTSIDE OF FOSTER CARE**

| <b>Medicaid Enrollment/<br/>Placement</b>               | <b>For days in which the child/youth is enrolled in a MMCP</b>  |   | <b>For days in which the child/youth is enrolled in Medicaid FFS</b> |  | <b>Commercial/Other Payor</b>  |   |
|---|---|---|--|--|--|---|
|   | <b><i>Other Limited Health-Related Services:</i></b>  | <b><i>Residual Per Diem (Core Health):</i></b>                              | <b><i>Other Limited Health-Related Services</i></b>                  | <b><i>Residual Per Diem (Core Health)</i></b>                    | <b><i>Other Limited Health-Related Services</i></b>  | <b><i>Residual Per Diem (Core Health)</i></b>   |
| <b><i>Service Type/Fee Schedule</i></b>                 | Reimbursed based on OLHRS fee schedule or State approved alternate arrangement for the 4-year transition period | Reimbursed at FFS Level/Facility Type rate for the 4-year transition period | Reimbursed based on OLHRS fee schedule                               | Reimbursed at FFS Level/Facility Type Rate                       | Reimbursed per subscriber policy; coordination of benefits if child also covered by Medicaid | Reimbursed per subscriber policy; coordination of benefits if child also covered by Medicaid  |
| <b>Foster Care Placement in the care of 29-I in NYS</b> | MMCP pays for OLHRS provided by 29-I  | MMCP pays per diem for days enrollee is placed with 29-I                    | Medicaid FFS pays for OLHRS provided by 29-I                         | Medicaid FFS pays per diem for days enrollee is placed with 29-I | Commercial/third party insurance carrier pays for covered services, as applicable            | Commercial/third party insurance carrier pays for covered services, as applicable   |
| <b>Kinship – certified placement</b>                    | MMCP pays for OLHRS provided by 29-I  | MMCP pays per diem for days enrollee is placed with 29-I                    | Medicaid FFS pays for OLHRS provided by 29-I                         | Medicaid FFS pays per diem for days enrollee is placed with 29-I | Commercial/third party insurance carrier pays for covered services, as applicable            | Commercial/third party insurance carrier pays for covered services; as applicable. Medicaid FFS/MMC will pay per diem with proof that the benefit is not covered under TPI. |

**29-I Health Facility Billing Guidance**

| Medicaid Enrollment/<br>Placement        | For days in which the child/youth is enrolled in a MMCP  |   | For days in which the child/youth is enrolled in Medicaid FFS                                    |   | Commercial/Other Payor   |  |
|--|--|---|--|---|--|--|
|  |  |   |  |   |  |  |
| <b>Kinship – placement not certified</b> | MMCP pays negotiated rates to the provider chosen by the kinship care provider                   | N/A   | Medicaid FFS will reimburse the based on the appropriate fee schedule                            | N/A   | Commercial/third party insurance carrier pays for covered services, as applicable  | Commercial/third party insurance carrier pays for covered services, as applicable                            |
| <b>CSE</b>                               | CSE/LDSS pays for OLHRS documented in child’s IEP<br><br>MMCP pays for OLHRS outside child’s IEP | N/A<br>Core Health services are included in CSE daily rate (MSAR room and board + per diem) paid by CSE/LDSS  | CSE/LDSS pays for OLHRS documented in child’s IEP<br><br>MMCP pays for OLHRS outside child’s IEP | N/A<br>Core Health services are included in CSE daily rate (MSAR room and board + per diem) paid by CSE/LDSS  | CSE/LDSS pays for OLHRS documented in child’s IEP<br><br>Insurance carrier pays for covered services outside child’s IEP | N/A<br>Core Health services are included in CSE daily rate (MSAR room and board + per diem) paid by CSE/LDSS |
| <b>8D Babies</b>                         | MMCP pays for OLHRS provided by 29-I   | MMCP pays per diem for days the child is placed with the 29-I Health Facility for the reimbursement rate at the program level where the child is placed | Medicaid FFS reimburses for OLHRS provided by 29-I   | Medicaid FFS pays per diem for days the child is placed with the 29-I Health Facility for the reimbursement rate at the program level where the child is placed | Commercial/third party insurance carrier pays for covered services, as applicable  | Commercial/third party insurance carrier pays for covered services, as applicable                            |

**29-I Health Facility Billing Guidance**

| Medicaid Enrollment/<br>Placement  | For days in which the child/youth is enrolled in a MMCP  |   | For days in which the child/youth is enrolled in Medicaid FFS   |   | Commercial/Other Payor  |   |
|--|--|---|---|---|---|---|
|  |  |   |   |   |   |   |
| <b>Pre-dispositional Placed Youth</b>  | MMCP pays for OLHRS provided by 29-I   | Core Health Services are paid by LDSS                             | Medicaid FFS reimburses for services provided by the 29-I   | Core Health Services are paid by LDSS                             | Commercial/third party insurance carrier pays for covered services, as applicable | Commercial/third party insurance carrier pays for covered services, as applicable |
| <b>Out of state placement (non-IV-E)</b>                                     | Excluded from MMCP enrollment  | Excluded from MMCP enrollment                                     | Medicaid FFS reimburses for services provided by the 29-I   | Medicaid FFS pays per diem for days enrollee is placed with 29-I  | Commercial/third party insurance carrier pays for covered services, as applicable | Commercial/third party insurance carrier pays for covered services, as applicable |
| <b>Out of state placement (IV-E)</b>   | To be enrolled Medicaid in the state in which the child is living  | To be enrolled Medicaid in the state in which the child is living | To be enrolled Medicaid in the state in which the child is living   | To be enrolled Medicaid in the state in which the child is living | Commercial/third party insurance carrier pays for covered services, as applicable | Commercial/third party insurance carrier pays for covered services, as applicable |
| <b>Former FC Adults older than 21 that are still in the care of the 29-I</b> | MMCP pays for services provided by 29-I as long as there is no break in service and the 29-I has documented efforts to safely discharge the adult. Adults over 21 are not eligible for | N/A   | Medicaid FFS pays for services provided by 29-I as long as there is no break in service and the 29-I has documented efforts to safely discharge the | N/A   | Commercial/third party insurance carrier pays for covered services, as applicable | Commercial/third party insurance carrier pays for covered services, as applicable |

**29-I Health Facility Billing Guidance**

| Medicaid Enrollment/<br>Placement   | For days in which the child/youth is enrolled in a MMCP        |  | For days in which the child/youth is enrolled in Medicaid FFS        |  | Commercial/Other Payor   |  |
|---|--|--|--|--|--|--|
|   |  |  |  |  |  |  |
|   | CFTSS or children’s HCBS.                                      |  | adult. Adults over 21 are not eligible for CFTSS or children’s HCBS. |  |  |  |
| <b>Comprehensive care setting, such as an inpatient setting, nursing facility, RTF, PC, or OPWDD facility</b> | OLHRS are not billable while child is in one of these settings | Per diem is not billable while child is in one of these settings | OLHRS are not billable while child is in one of these settings       | Per diem is not billable while child is in one of these settings | OLHRS are not billable while child is in one of these settings | Per diem is not billable while child is in one of these settings |
| <b>Children under the custody of the juvenile justice system</b>  | N/A  | N/A  | N/A  | N/A  | N/A  | N/A  |

**29-I Health Facility Billing Guidance**

**APPENDIX H: CORE AND OTHER LIMITED HEALTH-RELATED SERVICES COVERED UNDER OPTIONAL PHASE 1 LICENSURE OF 29-I HEALTH FACILITY SERVICES**

The table below outlines the services that are covered under the Medicaid residual per diem rate for Core Health-Related Services during the Phase 1 Opt-in period.

| <b>Service listed in <u>eMedNY Provider Manual</u></b> | <b>Included in Medicaid Residual Per Diem for Core Limited Health-Related Services?</b>  | <b>Included in Other Limited Health-Related Services?</b> |
|--|--|---|
| <b>Administrative Personnel</b>                        | <p><b>Yes</b></p> <p>Administrative staff must be involved in 29-I Health Facility Service delivery for this service to fall under the Medicaid residual per diem.</p>   | <b>No</b>   |
| <b>Nurse</b>   | <p><b>Yes</b></p> <p>Applies to all nursing services and assessments that can be provided by a Registered Nurse (RN) or Licensed Practical Nurse (LPN) as outlined in the <a href="#">29-I Health Facility Guidance</a>.</p> | <b>No</b>   |

29-I Health Facility Billing Guidance

| Service listed in <u>eMedNY Provider Manual</u>   | Included in Medicaid Residual Per Diem for Core Limited Health-Related Services?   | Included in Other Limited Health-Related Services?   |
|---|--|--|
| <p><b>Practitioner Employed by 29-I:</b></p> <ul style="list-style-type: none"> <li>• <b>Physician Specialist</b></li> <li>• <b>Physician</b></li> <li>• <b>Nurse Practitioner</b></li> <li>• <b>Registered Physician Assistant</b></li> <li>• <b>Psychiatrist</b></li> <li>• <b>Psychologist</b></li> <li>• <b>Clinical Social Worker</b></li> <li>• <b>Marriage and Family Therapist</b></li> <li>• <b>Mental Health Counselor</b></li> </ul>   | <p><b>Yes</b></p> <p>Clinical consultation/ program supervision services or Skill Building as described in <a href="#">29-I Health Facility Guidance</a> are included in the Medicaid residual per diem.</p>   | <p><b>Yes</b></p> <p>Encounter-based services outside of Core clinical consultation/program supervision services (e.g. testing/ assessments) may be billed as Other Limited Health-Related Services.</p> |
| <p><b>Practitioner/Service Provider <i>Not</i> Employed by 29-I:</b></p> <ul style="list-style-type: none"> <li>• <b>Physician Specialist</b></li> <li>• <b>Physician</b></li> <li>• <b>Nurse Practitioner</b></li> <li>• <b>Registered Physician Assistant</b></li> <li>• <b>Psychiatrist</b></li> <li>• <b>Psychologist</b></li> <li>• <b>Ophthalmologist/ Optometrist</b></li> <li>• <b>Clinical Social Worker</b></li> <li>• <b>Marriage and Family Therapist</b></li> <li>• <b>Mental Health Counselor</b></li> <li>• <b>Home Health Care</b></li> </ul> | <p><b>Yes</b></p> <p>Non-29-I practitioners must continue to be paid directly by the 29-I Health Facility out of the Medicaid residual per diem, as outlined in the Medicaid Child (Foster) Care Manual available here:<br/> <a href="https://www.emedny.org/ProviderManuals/ChildCare/PDFS/ChildCare_Policy_Guidelines.pdf">https://www.emedny.org/ProviderManuals/ChildCare/PDFS/ChildCare_Policy_Guidelines.pdf</a></p> | <p><b>No</b></p>   |

29-I Health Facility Billing Guidance

| Service listed in <u>eMedNY Provider Manual</u>   | Included in Medicaid Residual Per Diem for Core Limited Health-Related Services?   | Included in Other Limited Health-Related Services?                                      |
|---|--|---|
| <ul style="list-style-type: none"> <li>• X-ray/Radiology</li> <li>• Physical Therapy</li> <li>• Occupational Therapy</li> </ul> |  |   |
| <p><b>Dental</b></p>  | <p><b>Yes</b></p> <p>Dental providers must continue to be paid through the Medicaid residual per diem, as outlined in the Medicaid Child (Foster) Care Manual available here:<br/> <a href="https://www.emedny.org/ProviderManuals/ChildCare/PDF/S/ChildCare_Policy_Guidelines.pdf">https://www.emedny.org/ProviderManuals/ChildCare/PDF/S/ChildCare_Policy_Guidelines.pdf</a>.</p>  | <p><b>No</b></p> <p>Dentistry is not an allowable service under the 29-I licensure.</p> |
| <p><b>Prescription Drugs and Durable Medical Equipment/Supplies</b></p>   | <p><b>Yes</b></p> <p>Pharmaceuticals not listed on the Foster Care Drug Carve-Out must be paid for by the 29-I Health Facilities out of the Medicaid residual per diem.</p> <p>Pharmacies should bill Medicaid FFS directly for pharmaceuticals on the Foster Care Drug Carve-Out list. The associated drug carve-out list can be located at:<br/> <a href="http://www.health.ny.gov/health_care/medicaid/program/pharmacy.htm">http://www.health.ny.gov/health_care/medicaid/program/pharmacy.htm</a></p> | <p><b>No</b></p>  |
| <p><b>Non-prescription drugs</b></p>  | <p><b>Yes</b></p>  | <p><b>No</b></p>  |
| <p><b>Laboratory</b></p>  | <p><b>No</b></p>   | <p><b>Yes</b></p>   |
| <p><b>Transportation</b></p>  | <p><b>Yes</b></p>  | <p><b>No</b></p>  |

29-I Health Facility Billing Guidance

| Service listed in <u>eMedNY Provider Manual</u> | Included in Medicaid Residual Per Diem for Core Limited Health-Related Services?   | Included in Other Limited Health-Related Services?  |
|---|--|---|
|   | Transportation for routine health care services are included in the Core Medicaid residual per diem, as described in this Billing Manual. Non-routine transportation should be billed directly by the transportation provider to Medicaid FFS. |   |
| <b>Speech &amp; Audiology</b>                   | <b>No</b>  | <b>Yes</b><br><br>Billing guidelines for hearing evaluation and speech are outlined in this Billing Manual. |

APPENDIX I: CONTACT INFORMATION

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LOCAL DEPARTMENT OF SOCIAL SERVICES

For questions involving:

- Updated and/or corrected Medicaid eligibility and foster care placement status
- Billing roster issues
- Questions and issues
- Locating Medicaid-enrolled health providers, VFCA liaisons, and those delegated to bring foster care youth for health appointments

Local Department of Social Services contact information can be found at:

<http://www.ocfs.state.ny.us/main/localdss.asp>.

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MEDICAID POLICY UNIT

For questions regarding:

- Medicaid policy related to health services covered within the VFCA Medicaid rate or Medicaid fee-for-service

**(518) 486-6562**

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NYS DOH RATE SETTING UNIT

For questions regarding:

- Childcare agency VFCA rate categories
- Medicaid rate setting
- Medicaid cost reporting processes

[fostercare@health.ny.gov](mailto:fostercare@health.ny.gov)

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NYS DOH ORTHODONTIA POLICY UNIT

**(800) 342-3005 Option #2**

#### NYS PHYSICIAN PROFILES WEBSITE

This website includes and specifies both Medicaid-enrolled and non-Medicaid enrolled physicians.

<http://www.nydoctorprofile.com/welcome.jsp>

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#### OCFS BUREAU OF CHILDREN'S MEDICAID MANAGEMENT

For questions regarding

- VFCA authorization process
- Out-of-state placement
- VFCA program approval, including health care component
- OCFS rate categories; rate setting
- Cost reporting related to the maintenance rate assignment process

**(518) 408-4064**

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#### OCFS INTERSTATE COMPACT UNIT

For questions regarding:

- Interstate Compact on the Placement of Children

**(518) 473-1591**

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#### OCFS REGIONAL CONTACTS

For questions regarding:

- Updated eligibility and/or foster care placement status
- Outstanding questions and issues

***Only contact the appropriate Regional Office, as indicated on the chart below, after contacting the appropriate local department of social services.***

**29-I Health Facility Billing Guidance**

| <b>Regional Office</b> | <b>Counties Served</b>   | <b>Contact Information</b>  |
|------------------------|--|---|
| Albany                 | Albany, Clinton, Columbia, Delaware, Essex, Franklin, Fulton, Greene, Hamilton, Montgomery, Otsego, Rensselaer, Saratoga, Schenectady, Schoharie, Warren, Washington | 52 Washington St.<br>Rensselaer, NY 12144<br><br><b>Telephone:</b> (518) 486-7078<br><b>Fax:</b> (518) 486-7625   |
| Buffalo                | Allegany, Cattaraugus, Chautauqua, Erie, Genesee, Niagara, Orleans, Wyoming  | Ellicott Square Building<br>295 Main Street<br><br>Room 545, 5th Floor<br>Buffalo, NY 14203<br><br><b>Telephone:</b> (716) 847-3145<br><b>Fax:</b> (716) 847-3742   |
| New York City          | Bronx, Kings, New York, Queens and Richmond  | Adam Clayton Powell State<br>Office Bldg.<br><br>163 West 125 <sup>th</sup> Street, 18 <sup>th</sup><br>Floor<br><br>New York, NY 10027<br><br><b>Telephone:</b> (212) 383-1983<br><b>Fax:</b> (212) 383-2512 |

**29-I Health Facility Billing Guidance**

| <b>Regional Office</b> | <b>Counties Served</b>   | <b>Contact Information</b>  |
|------------------------|--|---|
| Rochester              | Chemung, Livingston, Monroe, Ontario, Schuyler, Seneca, Steuben, Wayne, Yates  | 259 Monroe Avenue<br>Room 307<br>Rochester, NY 14607<br><br><b>Telephone:</b> (585) 238-8201<br><b>Fax:</b> (585) 238-8289                      |
| Syracuse               | Broome, Cayuga, Chenango, Cortland, Herkimer, Jefferson, Lewis, Madison, Oneida, Onondaga, Oswego, St. Lawrence, Tioga, Tompkins | The Atrium<br>100 S. Salina Street<br><br>Suite 350<br>Syracuse, NY 13202<br><br><b>Telephone:</b> (315) 423-1200<br><b>Fax:</b> (315) 423-1198 |
| Yonkers                | Dutchess, Nassau, Orange, Putnam, Rockland, Suffolk, Sullivan, Ulster, Westchester   |   |

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## 29-I Health Facility Billing Guidance

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### OCFS CENTRAL OFFICE

For questions regarding:

- Outstanding questions and issues

***Only contact Central Office after contacting the appropriate regional office.***

**(518) 408-4064**

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### OFFICE OF TEMPORARY AND DISABILITY ASSISTANCE

For questions regarding:

- Processing bills from providers not enrolled in the New York State Medicaid Program
- Health care outside the New York State childcare agency Medicaid rate

**(518) 474-7527**

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### ORTHODONTIA PRIOR APPROVAL

For all counties **except** the five boroughs of New York City:

**(800) 342-3005 Choose: Option #2**

For the five boroughs of New York City:

**(212) 978-5560**

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### ONLINE LINKS

To order additional information regarding the Interstate Compact on the Placement of Children, please refer to the American Public Human Services Association publication website:

[www.aphsa.org](http://www.aphsa.org).

## APPENDIX J: DEFINITIONS

For the purposes of the Medicaid Program, and as used in this Manual, the following terms are defined as follows:

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### **AGENCY OPERATED BOARDING HOME**

A level 3 congregate care facility that is a family-type home for the care and maintenance of not more than six children that is operated by a VFCA, in quarters or premises owned, leased, or otherwise under the control of such agency. Such a home may provide care for more than six brothers and sisters of the same family.

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### **COURT-ORDERED SERVICES**

Services the Plan is required to provide to enrollees pursuant to orders of courts of competent jurisdiction, provided however, that such ordered services are within the Plan's benefit package and reimbursable under Title XIX of the Federal Social Security Act, SSL 364-j(4)(r).

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### **COMMITTEE ON SPECIAL EDUCATION (CSE) PLACEMENT**

Children/youth who are placed in a 29-I Health Facility setting by their local school district's Committee on Special Education (CSE) for children/youth to receive specialized services (e.g. developmental; behavioral) that cannot be met through the services provided by the local school district.

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### **DIAGNOSTIC**

A Level 4 specialized congregate care facility operated by a VFCA for the 24-hour care and maintenance of children and the program has been classified as Diagnostic.

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### **DIRECT CARE FOSTER CARE YOUTH**

These youth are served directly by the fiscally responsible local department of social services (LDSS). Most of these youth are placed directly by the LDSS in LDSS-run individual family foster boarding homes. A few are served in other types of foster care group/congregate care type arrangements.

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### **ESSENTIAL COMMUNITY PROVIDERS**

Essential Community Providers are, as identified by the State, providers with expertise in serving children placed in foster care. MMCPs will reimburse for covered Benefit Package services in accordance with the Medicaid Managed Care/HIV Special Needs Plan/Health and Recovery Plan Model Contract.

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## **FOSTER CARE CHILD/YOUTH**

A foster care child/youth is a child/youth who is:

- in the legal custody of the Commissioner of the local department of social services (and in some cases, in the legal custody of the NYS Office of Children and Family Services Commissioner, and assigned foster care status) and
- cared for away from his or her home 24 hours a day in a duly authorized or certified facility or program, including, but not limited to, the following foster care settings:
  - a foster family boarding home,
  - an agency operated boarding home,
  - a group home,
  - a group residence or
  - an institution;

and is:

1. a youth under the age of 18 years; or
2. is between the ages of 18 years and 21 years who entered foster care before his or her 18<sup>th</sup> birthday and has consented to remain in foster care past his or her 18<sup>th</sup> birthday, and
  - is a student attending a school, college or university; or regularly attending a course of vocational or technical training designed to fit him or her for gainful employment; OR
  - lacks the skills or ability to live independently.

Youth in Foster care are sometimes served transitionally on either a short-term or a long-term basis in other service system settings, such as NYS Office for People With Developmental Disabilities licensed settings.

When a youth in foster care who is served under the auspices of a NYS Medicaid-enrolled VFCA is temporarily placed in another service system setting that gets reimbursed by a Medicaid payment methodology, or via a non-Medicaid payment methodology that covers health care costs, then the VFCA must not simultaneously bill their VFCA Medicaid rate.

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## **FOSTER FAMILY BOARDING HOME**

A level 1 general treatment facility that is a residence owned, leased, or otherwise under the control of a single person or family who has been certified by a VFCA to care for not more than six children, and such person or family receives payment from the agency for the care of such children.

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### **GROUP HOME**

A level 3 congregate care facility that is a family-type home for the care and maintenance of not less than 7 nor more than 12 children who are at least five years of age, operated by a VFCA, in quarters or premises owned, leased or otherwise under the control of such agency, except that such minimum age is not applicable to siblings placed in the same facility nor to children whose mothers are placed in the same facility.

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### **GROUP RESIDENCE**

A Level 4 specialized congregate care facility operated by a VFCA for the care and maintenance of not more than 25 children

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### **HARD TO PLACE**

A Level 4 specialized congregate care facility operated by a VFCA for the 24-hour care and maintenance of children and the program has been classified as Hard to Place.

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### **INSTITUTION**

A Level 4 specialized congregate care facility operated by a VFCA for the 24-hour care and maintenance of 13 or more children.

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### **KINSHIP**

Setting where a child/youth is considered to be in foster care and placed in a relative's home. Kinship providers can be certified 29-I Health facilities or actively pursuing certification.

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### **MATERNITY**

A level 3 congregate care facility operated by a VFCA for the 24-hour care and maintenance of children and the program has been classified as Maternity.

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### **MEDICALLY FRAGILE**

A level 2 specialized treatment facility that is a residence owned, leased or otherwise under the control of a single person or family who has been certified by a VFCA to care for not more than

six children, and such person or family receives payment from the agency for the care of such children.

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### **RAISE THE AGE**

A Level 4 specialized congregate care facility operated by a VFCA for the 24-hour care and maintenance of children and the program has been classified as Raise the Age.

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### **SINGLE CASE AGREEMENT (SCA)**

An agreement between a non-contracted provider and the MMCO with in which the provider is reimbursed for the care for one specific child's case.

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### **SPECIAL NEEDS**

A level 2 specialized treatment facility that is a residence owned, leased, or otherwise under the control of a single person or family who has been certified by a VFCA to care for not more than six children, and such person or family receives payment from the agency for the care of such children.

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### **SUPERVISED INDEPENDENT LIVING PROGRAM (SILP)**

A level 3 congregate care facility for youth under the supervision of an authorized VFCA and are intended to provide a transitional experience for children for whom the plan of care is discharge from care to their own responsibility. Youth live in a unit separate from the rest of the agency dwellings. A SILP living unit may house not more than four children; children must be at least 16 years of age and not more than 21 years of age.

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### **THERAPEUTIC/AIDS**

A level 2 specialized treatment facility that is a residence owned, leased, or otherwise under the control of a single person or family who has been certified by a VFCA to care for not more than six children, and such person or family receives payment from the agency for the care of such children.

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### **TITLE IV-E**

Title IV-E of the Social Security Act (42 U.S.C. §§ 671-679b) provides for federal reimbursement for a portion of the maintenance and administrative costs of foster care for children who meet specified federal eligibility requirements. In New York, the federal share is 50%. The federal funds help offset the State and local costs of providing foster care to children. However, not all

children in foster care in New York are eligible for federal Title IV-E reimbursement as per the guidelines located at <https://ocfs.ny.gov/main/fostercare/titleiv-e/>.

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### **VOLUNTARY FOSTER CARE AGENCY (VFCA)**

Any agency, association, corporation, institution, society, or other organization which is incorporated or organized under the laws of New York State with corporate power or empowered by law to care for, to place out, or to board out children.

The entity must actually have its place of business in New York State and must be approved, visited, inspected, and supervised by the New York State Office of Children and Family Services or submit and consent to the approval, visitation, inspection, and supervision of the New York State Office of Children and Family Services as to any and all acts in relation to the welfare of children performed or to be performed under the provisions of Title 1 of Article 6 of the Social Services Law.

Local departments of social services (LDSS) contract with VFCAs to serve particular youth in foster care, commonly those with more complex health and social service needs.

The New York State Office of Children and Family Services has statutory oversight responsibility, including oversight of health care, for both direct care youth in foster care and those served by VFCAs.