

ARKANSAS REGISTER

Transmittal Sheet

Use only for **FINAL** and **EMERGENCY RULES**



Secretary of State

John Thurston

500 Woodlane, Suite 026

Little Rock, Arkansas 72201-1094

(501) 682-5070

www.sos.arkansas.gov



For Office

Use Only:

Effective Date _____ Code Number _____

Name of Agency Department of Human Services

Department Division of Medical Services

Contact Alexandra Rouse E-mail Alexandra.Rouse@dhs.arkansas.gov Phone 501-508-8875

Statutory Authority for Promulgating Rules Arkansas Code Annotated 20-76-201

Rule Title: SPA #2020-0003 EIDT/ADDT Rate Increase

Intended Effective Date
(Check One)

☐ Emergency (ACA 25-15-204)

☐ 10 Days After Filing (ACA 25-15-204)

☒ Other 07/01/2020
(Must be more than 10 days after filing date.)

Legal Notice Published

Final Date for Public Comment

Reviewed by Legislative Council

Adopted by State Agency

Date

03/28/2020

04/26/2020

06/19/2020

07/01/2020

Electronic Copy of Rule e-mailed from: (Required under ACA 25-15-218)

Renita Whitley

Renita.Whitley@dhs.arkansas.gov

06/19/2020

Contact Person

E-mail Address

Date

CERTIFICATION OF AUTHORIZED OFFICER

I Hereby Certify That The Attached Rules Were Adopted
In Compliance with the Arkansas Administrative Act. (ACA 25-15-201 et. seq.)

Signature

501-320-6270

Janet.Mann@dhs.arkansas.gov

Phone Number

E-mail Address

Director

Title

06/19/2020

Date

AMOUNT, DURATION AND SCOPE OF
SERVICES PROVIDED

Revised: January 1, 2020

CATEGORICALLY NEEDY

9. Clinic Services

(1) Adult Developmental Day Treatment (ADDT) Services

Limited to comprehensive day treatment centers offering the following **core** services to beneficiaries age 18 and above:

- a. Assessments, 1 unit per year
- b. Adult **Day Habilitation** Services, 5 units per day, 1 hour each
- c. Provision of noon meal

Optional Services available through ADDT in conjunction with core services are as follows:

- a. Physical therapy - Services must be prescribed by a physician and provided by or under the supervision of a qualified physical therapist.
- b. Speech therapy - Services must be referred by a physician and provided by or under the supervision of a qualified speech pathologist.
- c. Occupational therapy - Services must be prescribed by a physician and provided by or under the supervision of a qualified occupational therapist.

Occupational, Physical, and Speech Therapy Services are provided in accordance with Items 3.1-A.4b(15), 3.1-A.11, 3.1-B.4b(15), and 3.1-B(11).

Extensions of the benefit limit for all ADDT services will be provided if medically necessary.

AMOUNT, DURATION AND SCOPE OF
SERVICES PROVIDED

Revised: January 1, 2020

MEDICALLY NEEDY

9. Clinic Services

(1) Adult Developmental Day Treatment (ADDT) Services

Limited to **adult** day treatment centers offering the following **core** services to beneficiaries age **eighteen (18)** and above:

- a. Assessment, **one (1)** unit per year
- b. Adult **Day Habilitation** Services, **five (5)** units per day, **one (1)** hour each day
- c. Provision of noon meal

Optional Services available through **Adult Developmental Day Treatment (ADDT)** in conjunction with core services are as follows:

- a. Physical therapy—Services must be prescribed by a physician and provided by or under the supervision of a qualified physical therapist.
- b. Speech therapy—Services must be prescribed by a physician and provided by or under the supervision of a qualified Speech Pathologist.
- c. Occupational therapy—Services must be prescribed by a physician and provided by or under the supervision of a qualified Occupational therapist.

Occupational, Physical, and Speech Therapy Services are provided in accordance with Items 3.1-A.4b(15), 3.1-A.11, 3.1-B.4b(15), and 3.1-B(11).

Extensions of the benefit limit for all ADDT services will be provided if medically necessary.

METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES -
OTHER TYPES OF CARE

Revised:

January 1, 2020

8. Private Duty Nursing Services (Continued)

Refer to Attachment 4.19-B, Item 4.b.(5) for reimbursement information for private duty nursing services for high technology non-ventilator recipients in the **Early and Periodic Screening Diagnosis and Treatment (EPSDT)** Program.

9. Clinic Services

(1) Adult Developmental Day Treatment (ADDT) and Early Intervention Day Treatment (EIDT)

Reimbursement **for comprehensive evaluation services** is based on the lesser of the amount billed or the maximum Title XIX (Medicaid) charge allowed. The Title XIX maximum was established based on a 1980 survey conducted by Developmental Disabilities Services (DDS) of 85 Arkansas Developmental Day Treatment providers of their operational costs excluding their therapy services. An average operational cost **and average number of units were** derived for each service. The average operational cost for each service was divided by the average units for that particular service to arrive at a maximum rate.

For dates of service occurring on or after **January 1, 2020**, the maximum per unit rate for Adult **day habilitation services** increased to **\$11.77**. These new rates were calculated based on analysis of the current **2019-2020** costs to provide quality services in compliance with governing regulations. The rates have been demonstrated to be consistent with the Clinic Upper Payment Limit at 42 CFR 447.321. For **ADDT day habilitation services**, there is a maximum of 5 hours of services per day.

For EIDT, auditory, developmental and neuropsychological testing services listed in the 1990 Blue Cross/Blue Shield Fee Schedule that are not subject to the other specifically identified reimbursement criteria are reimbursed based on 80% of the October 1990 Blue Cross/Blue Shield Fee Schedule amounts. For those services that were not included on the **October** 1990 Blue Cross/Blue Shield Fee Schedule, rates are established per the most current Blue Cross/Blue Shield Fee Schedule amount less 2.5% and then multiplied by 66%.

For EIDT, Psychological diagnosis/evaluation services **provided by EIDTs certified as Academic Medical Centers (AMCs)** are reimbursed from the **Outpatient Behavioral Health Services (OBHS)** Fee Schedule as described in Attachment 4.19-B, Item 13.d.1.

For EIDT, Medical professional services reimbursement is based on the physician's fee schedule. Refer to the physician's reimbursement methodology as described in Attachment 4.19-B, Item 5.

The maximum rate for **five minutes of registered** nursing services is **\$4.77**. **The maximum rate for five minutes of licensed practical nursing services is \$3.17**. Reimbursement for registered nurses and licensed practical nurses is based on the Private Duty Nursing Fee Schedule as described in Attachment 4.19B, Item 8.

State developed fee schedule rates are the same for both public and private providers of EIDT and ADDT services. Occupational, physical and speech therapy services under the EIDT and ADDT Program are reimbursed as is described in Item 4.b.(19).

Extensions of benefits will be provided for all EIDT and ADDT services, if medically necessary.

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OTHER TYPES OF CARE

Revised:

January 1, 2020

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Refer to Attachment 4.19-B, Item 4.b.(5) for reimbursement information for private duty nursing services for high technology non-ventilator recipients in the **Early and Periodic Screening Diagnosis and Treatment (EPSDT)** Program.

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