

Reserved for Future Use

TN # 11-05  
Supersedes TN # 83-06

Approval Date AUG 8 2011 Effective Date APRIL 1, 2011

Reserved for Future Use

TN # 11-05  
Supersedes TN # 85-06

Approval Date AUG 8 2011

Effective Date APRIL 1, 2011

Revision: HCFA-PM-88-10 (BFRC)  
SEPTEMBER 1988

OMB No: 0938 - 0193

State/Territory: Maryland

Citation  
42 CFR 431.630  
42 CFR 456.2  
50 FR 15312

#### 4.14 Utilization Control

(a) A Statewide program of surveillance and utilization control has been implemented that safeguards against unnecessary or inappropriate use of Medicaid services available under this plan and against excess payments, and that assesses the quality of services. The requirements of 42 CFR Part 462 are met:

Directly

1902 (a) (30) (C)  
And 1902 (d) of the  
Act, P.L. 99-509  
(Section 9431)

By undertaking medical and utilization review requirements through a contract with a Utilization and Quality Control Peer Review Organization (PRO) designated under 42 CFR Part 462. The contract with the PRO:

- (1) Meets the requirements of §434.6 (a);
- (2) Includes a monitoring and evaluation plan to ensure satisfactory performance;
- (3) Identifies the services and providers subject to PRO review;
- (4) Ensures that PRO review activities are not inconsistent with the PRO review of Medicare services; and
- (5) Includes a description of the extent to which PRO determinations are considered conclusive for payment purposes.

1902 (a) (30) (C)  
And 1902 (d) of the  
Act, P.L. 99-509  
(Section 9431)

Quality review requirements described in section 1902 (a) (30) (C) of the Act relating to services furnished by HMOs under contract are undertaken through contract with the PRO designated under 42 CFR Part 462.

By undertaking quality review of services furnished under each contract with an HMO through a private accreditation body.

TN # 11-05  
Supersedes TN # 89-13

Approval Date AUG 8 2011

Effective Date APRIL 1, 2011

## Utilization Review of Hospital, Long Term Care and Community Services

Maryland's Single State Agency meets the requirements of utilization control as specified in 42 CFR §§431.630 and 456.2 and as specified in 42 CFR Part 456, Subpart C and F.

The Single State Agency has entered into a contract with a Quality Improvement Organization (QIO) designated under Part B of Title XIX to perform review of Medicaid services not inconsistent with those activities performed for review of Title XVIII services. Review is conducted as specified in the Utilization Control Plan for Utilization Review of Selected Institutional and Community Services Reimbursed by the Maryland Medical Assistance Program which is incorporated into the contract between the Single State Agency and the Utilization Control Agent (UCA). ICF/MR Facilities are not included under this contract.

The Utilization Control Agent shall successfully deliver and be charged with the responsibility of conducting utilization control to ensure that:

- a. Medical services are authorized only when medically necessary;
- b. Medical services provided in a hospital on an inpatient basis are authorized only when such services cannot be effectively provided on an outpatient basis or more effectively and efficiently in a facility of a different type;
- c. Medical services provided in a nursing facility, chronic hospital, or in a community-based program are authorized only when an individual is determined to be medically eligible for those services;
- d. Medical services provided to Medicaid recipients meet professionally recognized standards of quality;
- e. All authorized medical services are provided in an effective and efficient manner; and
- f. Abuses of utilization or payment are identified and reported to the Department.

The contract provides for the maintenance of records pertaining to determinations made under the Utilization Control Plan in accordance with State and Federal laws. The contract provides that no utilization control function can be subcontracted without the written consent of the Single State Agency. Performance of review functions specified in the Utilization Control Plan is monitored by the Office of Health Services. Regarding hospital services, the Office of Health Services monitors and evaluates the UCA's performance by pre-payment review of all invoices and accompanying UCA certification documents for hospital inpatient services provided to Title XIX recipients.

Revision: HCFA-PM-85-7  
JULY 1985

(BERC)

OMB No.: 0938-0193

State/Territory:

Maryland

Citation  
42 CFR 456.2  
50 FR 15312

4.14 (c) The Medicaid agency meets the requirements of 42 CFR Part 456, Subpart D, for control of the utilization of inpatient services in mental hospitals.

Utilization and medical review are performed by a Utilization and Quality Control Peer Review Organization designated under 42 CFR Part 462 that has a contract with the agency to perform those reviews.

Utilization review is performed in accordance with 42 CFR Part 456, Subpart H, that specifies the conditions of a waiver of the requirements of Subpart D for:

All mental hospitals

Those specified in the waiver.

No waivers have been granted

Not applicable. Inpatient services in mental hospitals are not provided under this plan.

Revision: HCFA-PM-85-3 (BERC)  
MAY 1985

OMB No: 0938 - 0193

State: Maryland

Citation  
42 CFR 456.2  
50 FR 15312

- 4.14  (e) The Medicaid agency meets the requirements of section 42 CFR Part 456, Subpart F, for control of the utilization of intermediate care facility services. Utilization review in facilities is provided through:
- Facility-based review.
  - Direct review by personnel of the medical assistance unit of the State agency.
  - Personnel under contract to the medical assistance unit of the State agency.
  - Utilization and Quality Control Peer Review Organizations. [\*]
  - Another method as described in ATTACHMENT 4.14-A
  - Two or more of the above methods ATTACHMENT 4.14-B describes the circumstances under which each method is used
  - Not applicable. Intermediate care facility services are not provided under this plan.

**NOTE: MD is checking N/A because this page is out of date. We propose CMS updates the page to reflect that ICF and Skilled is now NF. Maryland uses a QIO to review NFs.**

- [\*] This excludes ICF/MR Facilities which are subject to facility and Inspection of care based review.

TN # 11-05  
Supersedes TN # 86-02

Approval Date AUG 8 2011 Effective Date APRIL 1, 2011

Revision: HCFA-PM-85-4 (BERC)  
MARCH 1987

OMB No: 0938 - 0193

State/Territory: Maryland

Citation

1902 (a) (30)  
and 1902 (d) of  
the Act, P.L. 99-  
509 (Section  
9431)

- 4.14 (f) The Medicaid agency meets the requirements of section 1902 (a) (30) of the Act for control of the utilization of services furnished by each health maintenance organization under contract with the Medicaid agency. Independent, external quality review are preformed annually by:
- A Utilization and Quality Control Peer Review Organization designed under 42 CFR Part 462 that has a contract with the agency to perform those reviews.
  - A private accreditation body.

TN # 11-05  
Supersedes TN # 88-01

Approval Date AUG 8 2011 Effective Date APRIL 1, 2011