

## **Table of Contents**

**State/Territory Name: OH**

**State Plan Amendment (SPA) #: 12-019**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

November 22, 2013

John McCarthy, Director  
Ohio Department of Medicaid  
P.O. Box 182709  
50 West Town Street, Suite 400  
Columbus, Ohio 43218

RE: TN 12-019

Dear Mr. McCarthy:

Enclosed for your records is an approved copy of the following State Plan Amendment:

Transmittal #12-019 Certified pediatric and family nurse practitioners: coverage and limitations,  
effective October 1, 2012.

Please contact Christine Davidson, of my staff, at (312) 886-3642 or [christine.davidson@cms.hhs.gov](mailto:christine.davidson@cms.hhs.gov)  
if you have any questions.

Sincerely,

/s/

Verlon Johnson  
Associate Regional Administrator  
Division of Medicaid and Children's Health Operations

Enclosure

cc: Debbie Saxe, ODJFS  
Andy Jones, ODJFS  
Becky Jackson, ODJFS

<b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL</b>	1. TRANSMITTAL NUMBER: <b>12 -019 (REVISED #2)</b>	2. STATE <b>OHIO</b>
	3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
<b>FOR: CENTERS FOR MEDICARE AND MEDICAID SERVICES</b>	4. PROPOSED EFFECTIVE DATE October 1, 2012	
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE & MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		

5. TYPE OF PLAN MATERIAL (Check One):

NEW STATE PLAN       AMENDMENT TO BE CONSIDERED AS NEW PLAN       AMENDMENT  
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)


6. FEDERAL STATUTE/REGULATION CITATION: 1905(a)(6) of the Social Security Act 1905(a)(17) of the Social Security Act 1905(a)(21) of the Social Security Act 42 CFR Section 440.60 42 CFR Section 440.165 42 CFR Section 440.166	7. FEDERAL BUDGET IMPACT: a. FFY 2012 \$ 0 thousands b. FFY 2013 \$ 0 thousands
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8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:  Attachment 3.1-A, Item 6-d-(6), Pages 1 through 4 of 4 Attachment 3.1-A, Item 17, Pages 1 and 2 of 2  Attachment 3.1-A, Item 23, Pages 1 and 2 of 2  Attachment 4.19-B, Item 6-d-(6), Page 1 through 5 of 5 (NEW)	9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable):  (NEW) Attachment 3.1-A, Pre-Print Page 7, Item 17, Page 1 of 1 (TN 97-13) Attachment 3.1-A, From Pre-Print page 8a, Item 23, Page 1 of 1 (TN 97-15) (NEW)
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10. SUBJECT OF AMENDMENT:  
Advanced practice nurses' services: coverage and limitations

11. GOVERNOR'S REVIEW (Check One):

GOVERNOR'S OFFICE REPORTED NO COMMENT       OTHER, AS SPECIFIED:  
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED      Governor has delegated signature authority  
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL      to Medicaid Director

12. SIGNATURE OF STATE AGENCY OFFICIAL: 	16. RETURN TO: Becky Jackson Ohio Department of Medicaid P.O. BOX 182709 Columbus, Ohio 43218
13. TYPED NAME: John B. McCarthy	
14. TITLE: STATE MEDICAID DIRECTOR	
15. DATE SUBMITTED: 12-21-2012	

**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED: December 21, 2012	18. DATE APPROVED: November 22, 2013
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**PLAN APPROVED - ONE COPY ATTACHED**

19. EFFECTIVE DATE OF APPROVED MATERIAL: October 1, 2012	20. SIGNATURE OF REGIONAL OFFICIAL:  /s/
21. TYPED NAME: Verlon Johnson	22. TITLE: Associate Regional Administrator

23. REMARKS:

Instructions on Back

6. Medical care and any other type of remedial care recognized under State law, furnished by licensed practitioners within the scope of their practice as defined by State law.

d. Other practitioners' services

(6) Advanced practice nurses' (APNs') services, other than described elsewhere in this plan.

APNs' services, other than described elsewhere in this plan, are covered by Ohio Medicaid in accordance with 42 CFR § 440.60.

APNs' services are provided consistent with the scope of practice as defined under State law.

Services determined by the department as not medically necessary will not be covered.

The Ohio Board of Nursing issues and renews nursing licenses and certificates of authority to practice nursing as an APN in Ohio.

The four types of APNs as provided for in Ohio law are:

- certified nurse-midwife (CNM);
- certified registered nurse anesthetist (CRNA);
- clinical nurse specialist (CNS); and
- certified nurse practitioner (CNP).

Limitations: The following services are not covered:

- Initial hospital care involving high complexity patient evaluation and management;
- With the exception of those laboratory procedures listed as practitioner-performed microscopy procedures, laboratory services that require performance by a pathologist or a physician who is regarded as a specialist in pathological or hematological medicine;
- Emergency room visit of moderate or high complexity; and
- Assistant-at-surgery services.

TN: 12-019  
Supersedes:  
TN: NEW

Approval Date: 11/22/13  
Effective Date: 10/1/2012

6. Medical care and any other type of remedial care recognized under State law, furnished by licensed practitioners within the scope of their practice as defined by State law.

d. Other practitioners' services

(6) Advanced practice nurses' (APNs') services, continued.

A. Certified Registered Nurse Anesthetists' (CRNAs') services:

A nurse authorized to practice as a CRNA in Ohio, with the supervision and in the immediate presence of a physician, podiatrist, or dentist, may administer anesthesia and perform anesthesia induction, maintenance, and emergence, and may perform with supervision preanesthetic preparation and evaluation, postanesthesia care, and clinical support functions, consistent with the nurse's education and certification, and in accordance with Ohio law.

A CRNA is eligible to become an Ohio Medicaid provider upon the execution of an Ohio Medicaid provider agreement if the CRNA holds a valid certificate of authority issued by the Ohio board of nursing and is certified by a national certifying organization approved by the Ohio board of nursing.

Out-of-state CRNAs providing services to Ohio Medicaid beneficiaries must be licensed, certified, or authorized as required by the state in which the beneficiary is located at the time the service is provided.

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Supersedes:  
TN: NEW

Approval Date: 11/22/13  
Effective Date: 10/1/2012

6. Medical care and any other type of remedial care recognized under State law, furnished by licensed practitioners within the scope of their practice as defined by State law.

d. Other practitioners' services

(6) Advanced practice nurses' (APNs') services, continued.

B. Clinical Nurse Specialists' (CNSs') services:

A nurse authorized to practice as a CNS, in collaboration with one or more physicians or podiatrists, may provide and manage the care of individuals and groups with complex health problems and provide health care services that promote, improve, and manage health care within the nurse's specialty.

A CNS is eligible to become an Ohio Medicaid provider upon execution of an Ohio Medicaid provider agreement if the CNS holds a valid certificate of authority issued by the Ohio board of nursing and is certified by a national certifying organization, approved by the Ohio board of nursing, as at least one of the following:

- An oncology CNS;
- A CNS in adult health;
- A gerontological CNS;
- A psychiatric CNS;
- A palliative care nurse specialist;
- An acute care CNS; or
- A pediatric CNS.

Out-of-state CNSs providing services to Ohio Medicaid beneficiaries must be licensed, certified, or authorized as required by the state in which the beneficiary is located at the time the service is provided.

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Supersedes:  
TN: NEW

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6. Medical care and any other type of remedial care recognized under State law, furnished by licensed practitioners within the scope of their practice as defined by State law.

d. Other practitioners' services

(6) Advanced practice nurses' (APNs') services, continued.

C. Certified Nurse Practitioners' (CNP's') services, other than certified pediatric and family nurse practitioners' services, as described under Attachment 3.1-A, Item 23:

A nurse authorized to practice as a CNP, in collaboration with one or more physicians or podiatrists, may provide preventive and primary care services and evaluate and promote patient wellness within the nurse's specialty, consistent with the nurse's education and certification, and in accordance with Ohio law.

A CNP is eligible to become an Ohio Medicaid provider upon the execution of an Ohio Medicaid provider agreement if the CNP holds a valid certificate of authority issued by the Ohio board of nursing and is certified by a national certifying organization, approved by the Ohio board of nursing, as at least one of the following:

- An adult nurse practitioner;
- An obstetrical-gynecological/women's health care nurse practitioner;
- A neonatal nurse practitioner;
- A gerontological nurse practitioner;
- An acute care nurse practitioner;
- A psychiatric nurse practitioner; or
- A palliative care nurse practitioner.

Out-of-state CNPs providing services to Ohio Medicaid beneficiaries must be licensed, certified, or authorized as required by the state in which the beneficiary is located at the time the service is provided.

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Supersedes:  
TN: NEW

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**17. Nurse-midwife services**

Nurse-midwife services are covered by Ohio Medicaid in accordance with 42 CFR § 440.165(b)(1-3).

Nurse-midwife services are provided consistent with the scope of practice as defined under State law.

Services determined by the department as not medically necessary will not be covered.

The Ohio Board of Nursing issues and renews nursing licenses and certificates of authority to practice nursing as a certified nurse-midwife in Ohio. A nurse authorized to practice as a certified nurse-midwife, in collaboration with one or more physicians, may provide the management of preventive services and those primary care services necessary to provide health care to women antepartally, intrapartally, postpartally, and gynecologically, consistent with the nurse's education and certification, and in accordance with Ohio law.

A certified nurse-midwife is eligible to become an Ohio Medicaid provider upon execution of an Ohio Medicaid provider agreement if the certified nurse-midwife holds a valid certificate of authority issued by the Ohio board of nursing and is certified by a national certifying organization approved by the Ohio board of nursing.

Out-of-state certified nurse-midwives providing services to Ohio Medicaid beneficiaries must be licensed, certified, or authorized as required by the state in which the beneficiary is located.

TN: 12-019

Supersedes:

TN: 97-13

Approval Date: 11/22/13

Effective Date: 10/01/2012



Nurse-midwife services, continued.

Limitations: The following services are not covered:

- Initial hospital care, involving high complexity patient evaluation and management;
- With the exception of those laboratory procedures listed as practitioner-performed microscopy procedures, laboratory services that require performance by a pathologist or a physician who is regarded as a specialist in pathological or hematological medicine;
- Emergency room visits of moderate or high complexity; and
- Assistant-at-surgery services.

TN: 12-019

Supersedes:

TN: 97-13

Approval Date: 11/22/13

Effective Date: 10/01/2012

**23. Certified pediatric and family nurse practitioners' services.**

Certified pediatric and family nurse practitioners are qualified in accordance with 42 CFR § 440.166(b) and 42 CFR § 440.166(c).

Certified pediatric and family nurse practitioners' services are provided consistent with the scope of practice as defined under State law.

Services determined by the department as not medically necessary will not be covered.

The Ohio Board of Nursing issues and renews nursing licenses and certificates of authority to practice nursing as an advanced practice nurse in Ohio. A nurse authorized to practice as a certified pediatric or family nurse practitioner, in collaboration with one or more physicians or podiatrists, may provide preventive and primary care services and evaluate and promote patient wellness within the nurse's specialty, consistent with the nurse's education and certification, and in accordance with Ohio law.

A certified pediatric or family nurse practitioner is eligible to become an Ohio Medicaid provider upon execution of an Ohio Medicaid provider agreement if the certified pediatric or family nurse practitioner holds a valid certificate of authority issued by the Ohio board of nursing and is certified by a national certifying organization, approved by the Ohio board of nursing, as either or both of the following:

- A family nurse practitioner;
- A pediatric nurse practitioner;

Out-of-state advanced practice nurses providing services to Ohio Medicaid beneficiaries must be licensed, certified, or authorized as required by the state in which the beneficiary is located at the time the service is provided.

Certified pediatric or family nurse practitioners' services, continued:

Limitations: The following services are not covered:

- Initial hospital care, involving high complexity patient evaluation and management;
- With the exception of those laboratory procedures listed as practitioner-performed microscopy procedures, laboratory services that require performance by a pathologist or a physician who is regarded as a specialist in pathological or hematological medicine;
- Emergency room visits of moderate or high complexity; and
- Assistant-at-surgery services.

TN: 12-019  
Supersedes:  
TN: 97-15

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Effective Date: 10/1/2012

6. Medical care and any other type of remedial care recognized under State law, furnished by licensed practitioners within the scope of their practice as defined by State law.

d. Other practitioners' services

(6) Advanced practice nurses.

A. Certified Registered Nurse Anesthetists' (CRNAs') services:

The payment methodology for anesthesia services consists of multiplying the sum of the procedure base units (from the latest Relative Value Guide by the American Society of Anesthesiologists) and the time units (per each 15 minutes) by the conversion factor [ $\$ = (B + T) \times CF$ ].

TN: 12-019  
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TN: NEW

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Effective Date: 10/01/2012

B. Clinical Nurse Specialists' (CNSs') services:

Rates and fees can be found by accessing the agency's website at [jfs.ohio.gov/OHP/provider.stm](http://jfs.ohio.gov/OHP/provider.stm). The agency's fee schedule is in effect for CNSs' services provided on or after October 1, 2012. Except as otherwise noted in the plan, ~~state-developed fee schedules and rates are the same for both governmental and private providers.~~

Payment is the lesser of the billed charge or an amount based on the Medicaid maximum for the service. The Medicaid maximum is the amount listed on the agency's fee schedule.

The following payment scenarios also exist:

The maximum reimbursement for CNSs' services is the lesser of the provider's billed charge or the percentage listed below, multiplied by the site differential percentage rate, whichever is less:

eighty-five per cent of the Medicaid maximum when services are provided in the following places: an inpatient hospital, outpatient hospital, or hospital emergency department; or

one hundred per cent of the Medicaid maximum when services are provided in any non-hospital place of service.

For Rural Health Clinic (RHC)-based, Federally Qualified Health Center (FQHC)-based and Outpatient Health Facility (OHF)-based practices, reimbursement for services is the Medicaid maximum set forth in Section III of Attachment 4.19-B, Item 2c.

The maximum reimbursement for the services listed below, when provided in a hospital setting (i.e., inpatient, outpatient or emergency department), is the lesser of the provider's billed charge or 80 percent of the Medicaid maximum:

Office or other outpatient services, evaluation and management of new and established patients

Office or other outpatient consultations for new and established patients

The maximum reimbursement for the office visits listed below is as indicated when they are billed as a pregnancy-related service:

new patient, problem focused visit \$49.85

TN: 12-019  
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TN: NEW

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new patient, expanded problem focused visit \$49.85

established patient, evaluation & management by non-physician \$19.73

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TN: NEW

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**C. Certified Nurse Practitioners' (CNP) services, other than certified pediatric or family nurse practitioners' services**

Rates and fees can be found by accessing the agency's website at [jfs.ohio.gov/OHP/provider.stm](http://jfs.ohio.gov/OHP/provider.stm). The agency's fee schedule is in effect for CNPs' services provided on or after October 1, 2012. Except as otherwise noted in the plan, state-developed fee schedules and rates are the same for both governmental and private providers.

Payment is the lesser of the billed charge or an amount based on the Medicaid maximum for the service. The Medicaid maximum is the amount listed on the agency's fee schedule.

The following payment scenarios also exist:

The maximum reimbursement for CNPs' services is the lesser of the provider's billed charge or the percentage listed below, multiplied by the site differential percentage rate, whichever is less:

eighty-five per cent of the Medicaid maximum when services are provided in the following places: an inpatient hospital, outpatient hospital, or hospital emergency department; or

one hundred per cent of the Medicaid maximum when services are provided in any non-hospital place of service.

For Rural Health Clinic (RHC)-based, Federally Qualified Health Center (FQHC)-based and Outpatient Health Facility (OHF)-based practices, reimbursement for services is the Medicaid maximum set forth in Section III of Attachment 4.19-B, Item 2c.

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