

Table of Contents

State/Territory Name: OH

State Plan Amendment (SPA) #: 15-0018

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



March 14, 2016

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

RE: TN 15-018

Dear Mr. McCarthy:

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

Transmittal #15-018 - Coverage and Limitations, and Payment for Services:
 Addition of new provider types to Other Licensed
 Practitioner services, and rate increase
 - Effective Date: January 14, 2016

If you have any questions regarding this SPA, please have a member of your staff contact Christine Davidson at (312) 886-3642 or by email at christine.davidson@cms.hhs.gov.

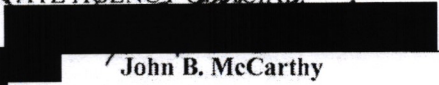
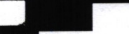
Sincerely,

/s/

Ruth A. Hughes
Associate Regional Administrator
Division of Medicaid and Children's Health Operations

Enclosure

cc: Sarah Curtin, ODM
Carolyn Humphrey, ODM
Becky Jackson, ODM
Greg Niehoff, ODM

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL		1. TRANSMITTAL NUMBER: 15-018 (Revised)	2. STATE OHIO
FOR: CENTERS FOR MEDICARE AND MEDICAID SERVICES		3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE & MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE 01/14/16	
5. TYPE OF PLAN MATERIAL (<i>Check One</i>):			
<input type="checkbox"/> NEW STATE PLAN <input type="checkbox"/> AMENDMENT TO BE CONSIDERED AS NEW PLAN <input checked="" type="checkbox"/> AMENDMENT			
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (<i>Separate Transmittal for each amendment</i>)			
6. FEDERAL STATUTE/REGULATION CITATION: 1905(a)(6) of the Act 42 CFR 440.60		7. FEDERAL BUDGET IMPACT: a. FFY 16 \$ 112.12 thousands b. FFY 17 \$ 148.80 thousands	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Attachment 3.1-A, Item 6-d-2, page 1 of 2 Attachment 3.1-A, Item 6-d-2, page 2 of 2 (new) Attachment 4.19-B, Item 6-d-(2), page 1 of 2 Attachment 4.19-B, Item 6-d-(2), page 2 of 2 (new)		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (<i>If Applicable</i>): Attachment 3.1-A, Item 6-d-2, page 1 of 1 (TN 13-014) Attachment 4.19-B, Item 6-d-(2), page 1 of 1 (TN 13-036)	
10. SUBJECT OF AMENDMENT: Coverage and Limitations and Payment for Services: Addition of New Provider Types to OLP, Rate Increase			
11. GOVERNOR'S REVIEW (<i>Check One</i>):			
<input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL		<input checked="" type="checkbox"/> OTHER, AS SPECIFIED: The State Medicaid Director is the Governor's designee	
12. SIGNATURE OF STATE AGENCY OFFICIAL: 		16. RETURN TO:	
13. TYPED NAME:  John B. McCarthy		Carolyn Humphrey Ohio Department of Medicaid P.O. BOX 182709 Columbus, Ohio 43218	
14. TITLE: STATE MEDICAID DIRECTOR			
15. DATE SUBMITTED: December 22, 2015			
FOR REGIONAL OFFICE USE ONLY			
17. DATE RECEIVED: December 22, 2015		18. DATE APPROVED: March 14, 2016	
PLAN APPROVED – ONE COPY ATTACHED			
19. EFFECTIVE DATE OF APPROVED MATERIAL: January 14, 2016		20. SIGNATURE OF REGIONAL OFFICIAL: /s/	
21. TYPED NAME: Ruth A. Hughes		22. TITLE: Associate Regional Administrator	
23. REMARKS:			

Instructions on Back

6. Medical care and any other types 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 – 42 CFR 440.60

2. Non-Physician Licensed Behavioral Health Practitioners

A non-physician licensed behavioral health practitioner (NP-LBHP) is an individual who is licensed in the State of Ohio to prescribe, diagnose and/or treat behavioral health conditions, operating within the scope of practice defined in State law and in any setting permissible under State practice law.

NP-LBHPs include individuals licensed and able to practice independently as:

- Licensed psychologists;
- Licensed school psychologists;
- Licensed professional clinical counselors (LPCCs);
- Licensed independent social workers (LISWs); and
- Licensed independent marriage and family therapists (LIMFTs).

NP-LBHPs also include the following professionals, licensed by a professional Board in the state of Ohio and authorized to practice under full or partial clinical supervision of an advanced practice nurse or independent NP-LBHP as outlined in state law:

- Licensed professional counselors;
- Licensed social workers; and
- Licensed marriage and family therapists.

NP-LBHPs also include the following professionals who are in licensure Board-approved training and under the supervision of a psychologist authorized to do so under state law:

- Doctoral psychology trainees.

NP-LBHPs also include the following professionals who are in licensure Board-approved training and under the supervision of an advanced practice nurse or independent NP-LBHP authorized to do so under state law:

- Registered counselor trainees;
- Registered social work trainees; and
- Registered marriage and family therapist trainees.

Any practitioner other than licensed psychologists, LPCCs, LISWs, LIMFTs, and LICDCs providing behavioral health services must operate within a provider agency licensed, certified or designated by ODM or its designee in settings permissible by that designation.

TN: 15-018

Supersedes:

TN: 13-014

Approval Date: 3/14/16

Effective Date: 01/14/2016

6. Medical care and any other types 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 – 42 CFR 440.60

2. Non-Physician Licensed Behavioral Health Practitioners

Limitations:

1. Psychological testing is limited to a maximum of eight hours per twelve-month period per recipient in a non-hospital setting.
2. Therapeutic visits and diagnostic interview examinations in excess of a combined 25 dates of service per recipient in a 12-month period in a non-hospital setting are not covered.
3. Diagnostic interview examinations will be limited to one per recipient per 12-month period and may not be billed on the same date of services as a therapeutic visit.

Additional services beyond the established limits may be allowed when medically necessary and approved through the prior authorization process.

A unit of service is defined according to the Current Procedural Terminology (CPT) or Healthcare Common Procedure Coding System (HCPCS) approved code set consistent with the National Correct Coding Initiative unless otherwise specified.

Beneficiaries younger than age twenty-one can access other psychologists' services without limitation when such services are medically necessary.

TN: 15-018

Supersedes:

TN: New

Approval Date: 3/14/16

Effective Date: 01/14/2016

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, continued.
- d. Other Licensed practitioners' services, continued.

(2) Non-Physician Licensed Behavioral Health Practitioners

Payment for services delivered by Non-Physician Licensed Behavioral Health Practitioners (NP-LBHP), as outlined in Attachment 3.1-A, is the lesser of the billed charge or the Medicaid fee schedule established by the State of Ohio.

All rates are published on the Ohio Department of Medicaid (ODM) Fee Schedule and Rates website at: <http://medicaid.ohio.gov/providers/FeeScheduleandRates.aspx>.

The agency's fee schedule rate was set as of January 14, 2016 and is effective for services provided on or after that date.

Except as otherwise noted in the State Plan, the State-developed fee schedule is the same for both governmental and private individual providers.

If a Medicare fee exists for a defined covered procedure code, the State will pay the following licensed practitioners at 100% of the Medicaid maximum for the service:

- Psychologists;
- School psychologists; and
- Doctoral psychology trainees who are under the supervision of a licensed psychologist.

If a Medicare fee exists for a defined covered procedure code, the State will pay the following independent practitioners at 85% of the Medicaid maximum for the service:

- Licensed professional clinical counselors (LPCCs);
- Licensed independent social workers (LISWs); and
- Licensed independent marriage and family therapists (LIMFTs).

If a Medicare fee exists for a defined covered procedure code, the State will pay the following practitioners requiring supervision at 85% of the Medicaid maximum for the service:

- Licensed professional counselors;
- Licensed social workers;
- Licensed marriage and family therapists;
- Registered counselor trainees;
- Registered social work trainees; and
- Registered marriage and family therapist trainees.

The State will pay 100% of the Medicaid maximum fee for psychological testing regardless of the eligible mental health professional providing the service.

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, continued.

- e. Other Licensed practitioners' services, continued.

- (2) Non-Physician Licensed Behavioral Health Practitioners

- Any practitioner other than licensed psychologists, LPCCs, LISWs, LIMFTs, and LICDCs providing behavioral health services must operate within a provider agency licensed, certified or designated by ODM or its designee in settings permissible by that designation.

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