

Schools and Medicaid Call

April 7, 2020

Call Reminders

- Put your name and district or company represented in chat box
- Phone lines will be muted during the call
- If you have questions as the meeting progresses, please enter them into the chat box. We will pause periodically during the call to answer questions.

Agenda

- Introductions
- Legislation
- Monitoring
- AHCA Contacts and Roles
- Fee for Service
- Telemedicine
- FDOE certification delays
- Administrative claiming
- Parental consent
- Medicaid enrollment/reenrollment
- FDOE contacts

Legislation

- HB 81
 - Removes the language that certified match is available only for services on the student's IEP or IFSP
 - Applies only to school districts, not charter/private
 - Effective date of July 1, 2020
- SB 1650
 - Bill that would allow for charter/private schools to enroll as providers like school districts (not requiring enrollment of individual treating providers)
 - Died in appropriations

Monitoring

Administrative Claiming

- Makesha Griffin-Monitor for Broward and FDOE EMACS
- Leila Jett-Monitor for Sivic and Accelify
- All monitoring reports will continue to be reviewed by Logan Harrison and Antraneise Jackson as they have since Q3 2019
- Anne will ask AHCA for determination process that FFS billing requirements are not met for districts when district does not directly bill for FFS

Fee for Service

- Leila Jett will continue the monitoring for all

AHCA Contacts/Roles

- Confusion about who to contact at AHCA
- Christine Pawelczyk is the new contact for questions regarding policy
- Requested contacts and roles from AHCA

Fee for Service School-Based Services

Rule/Fee Schedule

- Fee schedule comments were submitted to AHCA-no response yet
- No timeline from AHCA yet for receipt of draft rule that incorporates free care (enabled by HB 81) we were to receive prior to the face to face meeting scheduled for April 3rd
- Anticipate, due to draft rule posted last year, some type of plan of care will have to be in place that meets current plan of care requirements (504, treatment plan, etc.), but no guidance yet from AHCA

Fee for Service Claims

Still awaiting direction from AHCA:

- Group services: Claims being denied for PT Group
 - Behavioral services codes: Addition of new “H” codes in payment system
 - Telemedicine: Addition of GT modifier added to payment system
 - Denied Claims:
 - Will AHCA go back and pay denied claims once group codes, speech codes, claims denied due to NCCI edits and GT modifiers are in system or will districts have to resubmit?
 - Will claims denied due to NCCI edits (with dates of service under a year old) be reprocessed or will districts have to resubmit?
- Districts: Are there other claim types that are being denied?*

Telemedicine

- Telemedicine guidance for schools received 4/1/2020 from AHCA and sent to districts
- Important points:
 - Must have recipient and legal guardian present for the entire uninterrupted session with **video and audio**
 - Must have telemedicine indicated in progress note
 - Group services are not billable to Medicaid for behavior
 - Must add the GT modifier
 - Follow the rule
- FDOE issuing guidance with information from HHS and USDOE
- Although telemedicine health alerts were issued for behavioral and therapy services, much of the information does not apply
- The telemedicine policy pertains to replacing face to face sessions with **video and audio** sessions. Any other claimable activities that would have been provided by telephone (such as consultation) are still claimable

Telemedicine

Questions sent to AHCA:

- If plan of care/IEP states group therapy and individual therapy is provided, can it be billed either as group or individual?
- FERPA vs HIPAA - HHS released guidance relaxing HIPAA requirements during school closures - no guidance received on relaxing FERPA - Should districts be requesting consent or providing informed consent for group therapy?
- Will virtual plan filed with the IEP be accepted for modifications? Will they have to be signed?
- HIPAA compliance-Does the 1135 federal waiver allow flexibility to school-based services?
- Is there any flexibility allowing for the babysitter, other relative (adult) in place of legal guardian to be present during telemedicine service?

FDOE Certification Delays

- Districts have reported that FDOE certification delays are causing issues with billing services for school psychologists and school social workers.
- Anne and Nanci will meet with FDOE staff to discuss the delays

RMTS Impact/School Closures

RMTS Q1 and Q2 2020 guidance from AHCA – Received March 17th, 2020:

- During school closures any RMTS during these periods should be coded as either a “12” (paid leave) or a “13” (unpaid leave)
 - AHCA provided clarification on March 24th, 2020 that schools are considered closed until students return to their brick and mortar site
- The 7 “working” days, for sample moments prior to March 16th, 2020, will resume once the schools are re-opened. Moments assigned before the 7 day timeframe expired should be completed to the best of the participant’s ability as soon as school resumes
- Additional guidance regarding the Q2 2020 random moment sample will be sent to school district Medicaid contacts from their vendor (if your district is not using the EMACS) and from FDOE staff if your district is using the EMACS.

RMTS Impact/School Closures

Questions sent to AHCA:

- What is the impact to districts if the Fee-for-Service Billing Requirements are not met during “school closures”?
 - Will the administrative claim be paid?

RMTS Impact/School Closures

CMS COVID-19 FAQ for State Medicaid and CHIP Agencies – Received April 2nd, 2020

The following Q & A are related to RMTS

18. If school is in session but being conducted remotely, for the purposes of the Random Moment Time Study (RMTS) used in allocating Medicaid administrative cost, please confirm that eligible RMTS school staff may continue to respond to their sampled RMTS moment indicating their activity for their sampled date and time (even if they were working remotely).

Yes, even though the participant is working remotely, he or she may respond to the sampled RMTS moment.

19. For those individuals sampled for the RMTS who are not working, please confirm that the state or school district can report the time as paid or unpaid time not working.

For those individuals who are sampled, but are not working, the sample moment should be coded to paid time not working if they are salaried, or unpaid time if they are furloughed without pay or in some other unpaid status at the time of the sample moment. The moments that are coded to paid time not working should be reallocated across the other activity codes and a portion of the costs recognized.

20. The current Medicaid Administrative Claiming (MAC) Plan provides guidance for a situation when 85% percent RMTS compliance isn't reached, by allowing moments to be coded as non-Medicaid until compliance is reached. However, the plan also requires individual districts to reach 85 percent RMTS participation or potentially incur penalties and/or non-participation in claiming. Would CMS be willing to NOT impose individual district penalties while the school districts are working remotely during the pandemic?

We recognize that RMTS overall staff participation may be affected by the COVID-19 pandemic. During the timeframe of the declared Public Health Emergency, CMS would not ask states to impose any individual district penalties for districts that do not reach 85 percent RMTS participation. States could modify the MAC Plan to temporarily suspend this requirement during the public health emergency.

School District Administrative Claiming Additional Information

- Alycia Berry – Regulatory Analyst – Finance (replacing Ami Flanigan)
- Technical overview provided by Leila last year has been removed from AHCA website
- As of Q3 2019, it appears AHCA is referring to the Medicaid administrative claiming guide instead of the CMS guide, when reviewing random moment samples

School District Administrative Claiming (SDAC) Reconsiderations

School District Administrative Coding Reconsideration received from AHCA – April 2nd, 2020

- AHCA will allow school districts to resubmit random moment samples for the Agency to review for reconsideration. The following deadlines apply :
 - Q3 2018 (July 2018 – September 2018) – Deadline May 15, 2020
 - Q4 2018 (October 2018 – December 2018) – Deadline July 15, 2020
 - Q1 2019 (January 2019 – March 2019) – Deadline October 15, 2020
 - Q2 2019 (April 2019 – June 2019) – Deadline December 15, 2020
- Districts must complete the SDAC RMS Reconsideration Request Form and attach the original forms for AHCA to review with the necessary supporting documentation.
- Send all reconsiderations to Logan Harrison at Logan.Harrison@ahca.myflorida.com
- An updated RMS review summary along with an updated claiming workbook will be provided to each district and data manager based on the final numbers

SDAC

- 2-year timely filing requirement

SAMPLE QUARTER	QUARTER CLAIMING WORKBOOKS TO DATA MANAGERS	LAST MONTH TO SUBMIT TO ENSURE PAYMENT
JAN-MAR 2019	JULY 2019	DEC 2020
APR-JUNE 2019	OCT 2019	MAR 2021
JULY-SEPT 2019	JAN 2020	JUNE 2021
OCT-DEC 2019	MAY 2020	SEPT 2021

Parental Consent-Implementing Free Care

- FDOE staff will begin working on parental consent for free care services
- Volunteers for work group?

Parental Consent/Notification Reminder

- Parental consent one time
- Notification annually
- Addressed in Florida Administrative Code 6A-6.03028(3)(q) Procedures for students with disabilities who are covered by public benefits or insurance
- Parental consent form (sample) in English, Creole, Spanish and notification form (sample) at <http://sss.usf.edu/resources/topic/medicaid/index.html>

Medicaid Enrollment/Reenrollment

- Any districts having issues with the re-enrollment process?
- Date for reenrollment relaxed due to Covid-19?
- Charter school enrollment - What is the best process for them to follow? Originally, told to call the toll free line and were instructed to enroll as a therapy provider. Now, they are able to enroll as a school provider. Should they still call the toll free line?

FDOE Contact Information

Anne Glass-FDOE liaison with AHCA, school districts

Nanci English-EMACS/Medicaid Coordinator

Thomas Garrett-PEER, Medicaid Tracking System 3.0

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