

# Expansion of MO HealthNet School Based Services

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# MEDICAL SERVICES IN SCHOOLS

## Section 504 of the Rehabilitation Act of 1973

- Civil Rights legislation
- Prohibits discrimination based upon disability
- Requires the needs of students with disabilities to be met as adequately as the needs of the non-disabled

# MEDICAL SERVICES IN SCHOOLS

## Section 504 of the Rehabilitation Act of 1973

- To be covered under Section 504, a student must be “qualified ”
  - Between 3 and 22 years of age
  - Must have a disability
    - An individual with a disability means any person who:
      - Has a mental or physical impairment that substantially limits one or more major life activity;
      - Has a record of such an impairment; or
      - Is regarded as having such an impairment”

# MEDICAL SERVICES IN SCHOOLS

## Section 504 of the Rehabilitation Act of 1973

- **What is an “impairment” as used under the Section 504 definition?**
  - Any disability, long-term illness, or various disorder that “substantially” reduces or lessens a student’s ability to access learning in the educational setting because of a learning-, behavior- or health-related condition
  - The physical or mental impairment must be severe enough to limit one or more major life activities
  - Substantially limit that child’s ability to receive an appropriate education regardless of their intelligence

# MEDICAL SERVICES IN SCHOOLS

## **Section 504 of the Rehabilitation Act of 1973**

- Impairment conditions may include:
  - Specific learning disabilities
  - Diabetes
  - Epilepsy
  - Allergies
  - Low vision
  - Poor hearing
  - Heart disease
  - Chronic illness

# MEDICAL SERVICES IN SCHOOLS

## Section 504 of the Rehabilitation Act of 1973

- Medicaid reimbursement is “**not**” available for Section 504 services or general health care services
  - Schools are legally liable and responsible for providing and paying for health services and activities.
  - CMS’s free care policy also precludes Medicaid reimbursement as services and activities are provided free of charge to all students.
  - Associated administrative costs also may not be claimed.

# MEDICAL SERVICES IN SCHOOLS

## Section 504 of the Rehabilitation Act of 1973

- In order for Medicaid payments to be made available for either Section 504 services or general health care services, the school providers must do the following:
  - Establish a fee for each service that is available
  - Collect third party insurance information from all those served (Medicaid and non-Medicaid)
  - Bill other responsible third party insurers

# MEDICAL SERVICES IN SCHOOLS

## **Individuals with Disabilities Education Act (IDEA)**

- The goal of the act is to ensure a free, appropriate public education for children with disabilities
- Educate all students in the "least restrictive environment"

# MEDICAL SERVICES IN SCHOOLS

## **Individuals with Disabilities Education Act (IDEA)**

- IDEA recognizes 13 categories of special education needs:
  - Autism
  - Deaf-blindness
  - Deafness
  - Mental retardation (or intellectual disability)
  - Hearing impairment
  - Multiple disabilities
  - Orthopedic impairments

# MEDICAL SERVICES IN SCHOOLS

## Individuals with Disabilities Education Act (IDEA)

- Recognized categories (continued):
  - Other health impairment
  - Emotional disturbance
  - Specific learning disability
  - Speech or language impairment
  - Traumatic brain injury
  - Visual impairment, including blindness

# MEDICAL SERVICES IN SCHOOLS

## **Individuals with Disabilities Education Act (IDEA)**

- While schools are legally liable to provide IDEA-related health services at no cost to eligible students, Medicaid reimbursement is available for these services because section 1903(c) of the Social Security Act requires Medicaid to be primary to the U.S. Department of Education for payment of the health-related services provided under IDEA.

# MEDICAL SERVICES IN SCHOOLS

## Individuals with Disabilities Education Act (IDEA)

- Medicaid covers services included in an IEP if:
  - Services are medically necessary
  - Services are covered by Medicaid
  - Federal and State Medicaid regulations are followed for provider qualifications, comparability of services, and the amount, duration and scope of services
  - Services are included in the Medicaid State Plan
  - The medical service is provided to a Medicaid eligible student

# MO HEALTHNET SERVICES IN SCHOOLS

- **SCHOOL DISTRICT ADMINISTRATIVE CLAIMING**
- **DIRECT SERVICES**
  - Occupational Therapy
  - Physical Therapy
  - Speech Therapy

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- Effective August 1, 2010, school districts can claim federal reimbursement for the following services:
  - Audiology/Hearing Aid
  - Personal Care
  - Private Duty Nursing
  - Psychology Counseling

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Audiology/Hearing Aid** - Any hearing service currently covered by MO HealthNet when identified in the child's IEP
  - Evaluation of speech language voice communication auditory processing
  - Determination of the range, nature, and degree of hearing loss,
  - Therapeutic activities such as language habilitation, auditory training, speech reading(lip-reading)
  - Determination of student's needs for group and individual amplification, selecting and fitting an appropriate aid, evaluating the effectiveness of amplification

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Audiology/Hearing Aid**
  - Must be delivered by an Audiologist or a hearing aid dealer/fitter within their scope of practice
  - Services must be of a level of complexity or the condition of the student must be of a nature that the services can only be performed by a qualified audiologist or hearing aid dealer fitter

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Personal Care**

- Services covered include, but are not limited to the following:
  - Assistance with activities of daily living (ADLs): bathing, dressing, toileting, transferring, eating/feeding, ambulation and bowel and bladder continence.
  - Medically necessary supervision related to a health condition.
  - Maintenance level services (services which do not require the skill level of a licensed therapist) such as positioning, transfers, correct application of splints/AFOs, range of motion

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Personal Care**

- Students receiving personal care services must have a demonstrated medical need for personal care assistance as documented in the student's IEP
  - Cannot be exclusively due to age
  - Must be a result of an illness, injury or disability

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Personal Care**

- Personal care services will not be authorized where the personal care assistant “sits” with the student or provides general supervision
- Services are provided by a personal care attendant who is *not* a member of the participant’s family or household
  - A family member is defined as a parent; sibling; child by blood, adoption, or marriage; spouse; grandparent; or grandchild.

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Private Duty Nursing** - The provision of individual and continuous medical nursing care (in contrast to part-time or intermittent care) of at least a four hours of shift care
  - Provided by a licensed nurse acting within the scope of the Missouri Nurse Practice Act
  - In accordance with an individualized Plan of Care approved by a physician
  - Identified in the child's IEP

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Private Duty Nursing**
  - Children with advanced medical support needs include *but are not limited to the following:*
    - Intravenous Drug Therapy
    - Parenteral Nutrition
    - Tracheostomy Care
    - Oxygen Supplementation/Monitoring
    - Enteral Feedings
    - Peritoneal Dialysis

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Private Duty Nursing**

- Ventilator Dependency - The child should have a related diagnosis requiring ventilator support. These include *but are not limited to*:
  - Neuromuscular disease involving the respiratory muscles;
  - Brainstem respiratory center dysfunction;
  - Severe thoracic cage abnormalities;
  - Intrinsic lung disease;
  - Lung disease associated with cardiovascular disorders.

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Private Duty Nursing**

- Advanced medical support needs related but are not limited to any of the following diagnoses:
  - Severe neuromuscular, respiratory, or cardiovascular disease
  - Chronic liver or gastrointestinal disorders with associated nutritional compromise
  - Multiple congenital anomalies or malignancies with severe involvement of vital body functions
  - Serious infections that require prolonged treatment
  - Severe immune deficiency diseases and metabolic diseases, including AIDS

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Psychology/Counseling**
  - Medically necessary mental health services identified in the child's IEP such as:
    - Assessment
    - Psychological Testing
    - Individual Therapy
    - Group Therapy

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Psychology/Counseling**
  - Services may be provided by a
    - Licensed Psychiatrist
    - Licensed Psychiatric Clinical Nurse Specialist (PCNS)
    - Licensed or Provisionally Licensed Psychologists
    - Licensed or Provisionally Licensed Clinical Social Workers
    - Licensed Professional Counselors

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **Psychology/Counseling**
  - Services are subject to prior authorization through MO HealthNet's Smart PA system
  - The IEP must specify that the psychology counseling service is required during the school day

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **ADEQUATE DOCUMENTATION**
  - Outlined in 13 CSR 70-3.030, Section (2)(A)
  - Must contain at a minimum:
    - Child's complete name
    - Child's date of birth
    - Date service was provided

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **ADEQUATE DOCUMENTATION**

- Must contain at a minimum:

- Actual treatment provided for the participant (more than “treatment given”) on the specific date of service
- The setting in which the service was rendered; i.e., classroom, lunchroom
- Time service was delivered (e.g., 4:00-4:15 p.m.)
- The name, title, and signature of who provided the service

# MO HEALTHNET SERVICES IN SCHOOLS

## EXPANSION OF DIRECT SERVICES

- **ADEQUATE DOCUMENTATION**

- Must contain at a minimum:

- The plan of care that includes treatment, evaluation(s), test(s), findings, results, and prescription(s)/referrals
- Documentation for the need of the service(s) in relationship to the participant's treatment plan
- The participant's progress toward the goals stated in the treatment plan
- Official IEP

# MO HEALTHNET SERVICES IN SCHOOLS

## Questions



# MO HEALTHNET SERVICES IN SCHOOLS

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