Office of Administrative Hearings (OAH) Transmittal **Procedures Transmittal** Number: 09-14 Date: November 16, 2009 Distribution: Page: 1 of 2 Plus Attach. ALB OAH Staff X UPS ALJs XUpstate LDSS X **Subject:** SUP ALJs X New Issue Code 299 **Managed Long-term Care Enrollment Issues** NYC OAH Staff X NYC ALJs X NYC Agencies X SUP ALJs X

Currently, fair hearing requests involving issues related to Managed Long-term Care are coded with Issue Code 211 for both enrollment and clinical issues. To assist local agency staff as well as OAH Communications Intake Unit (CIU) staff to better differentiate these issues, Managed Long-term Care requests will now be coded with either code 211 for clinical issues and/or the newly created code 299 for enrollment issues. Issue Code 299 has now become available for use as of Sunday, November 8, 2009.

Please refer to the coding instructions below for statewide Managed Long-term Care issues:

#### **Clinical Issues**

NYC:

Agency: NMAP/Appropriate Managed Long-term Care Plan

Category: MA Sub-category: Hold

Issue Code: 211 (MANAGED LONG TERM CARE/CLINICAL ISSUES)

Action: Any

Aid Status: As appropriate (AC through certification period only)

Upstate:

Agency: LDSS/Appropriate Managed Long-term Care Plan

Category: MA Subcategory: None

Issue Code: 211 (MANAGED LONG TERM CARE/CLINICAL ISSUES)

Action: Any

Aid Status: As appropriate (AC through certification period only)

Scheduling Status: N

OAH Transmittal 09-14 Page 2

#### **Enrollment Issues**

NYC:

Agency: NMAP/Appropriate Managed Long-term Care Plan

Category: MA Sub-category: Hold

Issue Code: 299 (MANAGED LONG TERM CARE/ENROLLMENT ISSUES)

Action: Any

Aid status: As appropriate

Upstate:

Agency: LDSS/Appropriate Managed Long-term Care Plan

Category: MA Sub-category: None

Issue Code: 299 (MANAGED LONG TERM CARE/ENROLLMENT ISSUES)

Action: Any

Aid Status: As appropriate

Scheduling Status: N

Other unrelated issues cannot be added to these requests.

Attached, is the revised Medical Assistance Code List.

If you have any questions regarding this transmittal, you may contact your supervisor or Louise Finkell at (518) 473-4969 or via email <a href="mailto:louisefinkell@otda.state.ny.us">louisefinkell@otda.state.ny.us</a>.

Susan Fiehl, Assistant Director of Administration Office of Administrative Hearings

# MEDICAL ASSISTANCE/FAMILY HEALTH PLUS CODES (AKA PUBLIC HEALTH INSURANCE)

200	MEDICAL ASSISTANCE HH COMPOSITION
200	MEDICAL ASSISTANCE HII COMPOSITION
201	185% OF GROSS INCOME TEST/ 100% POVERTY LEVEL
202	<b>DISABILITY DISPUTES/DELAY IN DISABILITY DETERMINATION</b> (Age 21-65, ineligible - client claims disability)
206	EXCESS RESOURCES
207	EXCESS MONTHLY INCOME INCLUDING PERSON SUPPORTED IN WHOLE/PART BY OTHERS OR ASSUMPTION OF SUPPORT (No spenddown - see 227 for spenddown)
209	DISC/REDU/DENIAL OF MA DUE TO INELIGIBILITY FOR SSI
210	MANNER OF UTILIZATION OF SURPLUS INCOME
210	(Failure to allow credit for specified expense) (Incurred vs. Paid Bills)
211	MANAGED LONG TERM CARE -Clinical Issues
	(AC through certification period only)
	CODING:
	NYC Agency: NMAP/Appropriate Long Term Managed Care Plan (see list)
	Upstate Agency: LDSS/Appropriate Long Term Managed Care Plan (see list)
	SCHEDULING:
* C	Put NYC requests in HOLD, Upstate requests put in "N" scheduling status
* See	code 299 for Managed Long Term Care enrollment issues
212	DISASTER MA OR FS
213	TRANSFER OF PROPERTY TO QUALIFY FOR MEDICAL ASSISTANCE
214	ENTRY INTO STATE TO RECEIVE MEDICAL ASSISTANCE OR MEDICAL
	CARE
215	CHRONIC CARE BUDGETING: DISC/REDU/INAD
	(Nursing Home Situations; NAMI Budgeting)
216	FAILURE TO VERIFY ANY FACTOR RELATING TO ELIGIBILITY
	(non-recertification)
217	MEDICAID CANCER TREATMENT PROGRAM
	(formerly known as Breast, Cervical, Colorectal & Prostate Cancer Program)
	(Agency: LDSS/BCCP or NMAP/BCCP)
	If medical transportation issue, refer to coding for 245
218	FAMILY PLANNING BENEFIT PROGRAM (FPBP)
218	FAMILY PLANNING BENEFIT PROGRAM (FPBP)  ANY MEDICAL ASSISTANCE ISSUE NOT IDENTIFIED BY OTHER CODE

1

# 223 PARENTAL OR SPOUSAL REFUSAL TO SUPPORT PERSON IN THEIR OWN HOME

# 225 RECERTIFICATION/RENEWAL – FAILURE TO APPEAR/FAILURE TO PROVIDE DOCUMENTS

CODE	CRITERIA	SUB - CATEGOR	Y AGENCY
225	- FOR NYC REQUESTS ONLY - USE SUB – CATEGORY WHEN MA RECERTIFICATION	MAR	NMAP

227	SURPLUS INCOME COMPUTATION
	(Spenddown)

# 228 LIQUIDATION OF PROPERTY FOR INSTITUTIONALIZED PERSONS (non-exempt homestead) (Example: Notice of Intent to impose lien on real property)

#### MANAGED CARE\*

229	DENIAL, REDUCTION, DISCON	NTINUANCE OF A SERVICE UNDER
	MANAGED CARE	
	NYC – HOLD subcategory	
	UPSTATE-"N" scheduling status Pharmacy Issues carved out of ma	
	That macy issues car ved but of ma	anageu care-see issue coue 203
230	DISENROLLED FROM MANAG	SED CARE - EXCLUSION
231	REENROLLED IN MA, PUT BA	CK IN PREVIOUS
	MANAGED CARE PLAN	
232	APPROVAL/DENIAL OF REQU	EST NOT TO JOIN
		DISENROLL FROM PLAN DUE TO
	EXEMPTION OR EXCLUSION	
233	DENIAL OF REQUEST TO TRA	NSFER MANAGED CARE PLAN
234	APPROVAL/DENIAL OF REQU	EST TO DISENROLL FROM
	MANAGED CARE HEALTH PL	AN FOR GOOD CAUSE
235	APPROVAL/DENIAL OF A MAI	NAGED CARE PLAN'S REQUEST TO DROI
	CLIENT AS A MEMBER OF PL	
236	DENIAL OF ENROLLMENT IN	A MANAGED CARE PLAN
237	ENROLLED IN SAME MANAGE CASE	ED CARE PLAN AS OTHER MEMBERS OF
238	CHANGE TO GUARANTEE CO	VERAGE UNDER MANAGED CARE
239	END OF MANAGED CARE GUA	ARANTEE COVERAGE PERIOD
UPST	TATE ENROLLMENT:	NYC ENROLLMENT:
AGEN	NCY: LDSS	AGENCY: NHMO/NMAP
HPST	ATE CLINICAL:	NYC CLINICAL:
	NCY: LDSS/APPROP. HMO	AGENCY: NMAP/APPROP. HMO
AGE	C1. LD55/ATTROT. IIVIO	AGENCI: NMAI/AITROI: IIVIO
E: For M	Ianaged Long Term Care enrollment	t and clinical issues, see issue code 211.
240	EFFECTIVE DATE OF COVED	AGE OR CHANGE IN ENTITLEMENT

3

#### DOH-PRIOR APPROVALS (241-244 & 247)

241 LICENSED PRACTICAL NURSE (LPN) AND/OR REGISTERED NURSE (RN) For Broome, Chemung, Erie, Oneida, Schenectady, Tompkins, Westchester Counties, schedule against LDSS.
If Managed Care, see coding for 229.

242	COVERAGE FOR OUT-OF-STATE SERVICES
243	DENTAL WORK
	If Managed Care (example Doral, GHI or Healthplex), see coding for 229.
244	PHYSICAL THERAPY OR OTHER REHABILITATIVE SERVICES
	If Managed Care, see coding for 229.
	if Managed Care, see coding for 22%.

CODE	CRITERIA	SUB - CATEGOR	Y AGENCY
241,242, 243,244, 247	- STATEWIDE - DOH Prior Approvals	OHSM	NYC: NMAP / HSM1
	ENTER PRIOR APPROVAL # IN COMMENTS		UPSTATE: LDSS/HSM1

#### 245 MEDICAL TRANSPORTATION

(For NYC reimbursement to attend drug rehabilitation programs, see below. For all other medical transportation issues, use LDSS or NMAP without subcategory)
(NOTE: Statewide – reimbursement to attend drug rehabilitation programs is a Fee for Service

MA issue, NOT a Managed Care issue.)

ODE CRITERIA SUB - CATEGORY AGENCY

CODE	CRITERIA	SUB - CATEG	ORY	<u>AGENCY</u>
245	FOR NYC REQUESTS: TRANSPORTATION REIMBURSEMENT TO ATTEND DRUG REHABILITATION PROGRAMS CATEGORY: MA ACTION: INAD NO OTHER ISSUES CAN BE ADDED	TRAN	NMAP	
		FOR NYC REQUESTS: TRANSPORTATION REIMBURSEMENT TO ATTEND DRUG REHABILITATION PROGRAMS CATEGORY: MA ACTION: INAD	FOR NYC REQUESTS: TRANSPORTATION REIMBURSEMENT TO ATTEND DRUG REHABILITATION PROGRAMS CATEGORY: MA ACTION: INAD	FOR NYC REQUESTS: TRAN TRANSPORTATION REIMBURSEMENT TO ATTEND DRUG REHABILITATION PROGRAMS CATEGORY: MA ACTION: INAD

CODE	CRITERIA	SUB - CATEGO	ORY AGENC	Y
245	Other NYC medical transportation issues		NMAP	
	All Upstate medical transportation issues		LDSS	

# 246 PERSONAL CARE/HOME CARE SERVICES/HOUSEKEEPING SERVICES/Lombardi (LTHHC)

(NOTE: FOR ALL UPSTATE HEARINGS USING CODE 246 ADD NYS5 AS  $2^{ND}$  AGENCY) (For NYC: Enter CASA # in Comments, if applicable.)

X If Managed Care, see coding for 229

XX If Long Term Managed Care, see coding for 211

CODE	CRITERIA	SUB - CATEGO	RY AGENCY
246	- NYC PERSONAL CARE ISSUES ONLY - EX. HOURS RECEIVED, REDUCTION OF HOURS OR DAYS, CHANGE IN SHIFTS	NONE	NOHC
246	- NYC PERSONAL CARE ISSUES ONLY WHERE THERE ARE 2 ISSUES (1 MA & 1 PERSONAL CARE) THAT ARE NON COLLATERALLY RELATED. EX: CONTESTING NUMBER OF PERSONAL CARE HOURS AND AMOUNT OF SURPLUS.	NONE	NOHC / NMAP
246	- NYC PERSONAL CARE ISSUES  WHERE ACTION BEING TAKEN ON PERSONAL CARE IS A RESULT OF MA ELIGIBILITY DETERMINATION.	NONE	NMAP / NOHC
	EX: FAILURE TO SUBMIT DOCUMENTATION TO DETERMINE MA ELIGIBILITY, THEREFORE PERSONAL CARE SERVICES ARE DENIED.		

246	- SUFFOLK COUNTY PERSONAL CARE / HOME ATTENDANT ISSUES CATEGORY : MA	SPH (restricts scheduling for a Tues, Wed or Thurs.)	SUFF/NYS5
		i	i

#### 247 PAYMENT FOR SPECIFIC ITEM OF MEDICAL CARE

(Including Durable Medical Equipment or issues not covered by other codes) (Prior Approval/Prior Authorization - other than those listed in 241-244) If Managed Care, see coding for 229. If pharmacy issue, see coding for 265.

CODE	CRITERIA	SUB - CATEGOR	Y AGENCY
247	- STATEWIDE - DOH prior approval	OHSM	NYC: NMAP / HSM1
	ENTER PRIOR APPROVAL # IN COMMENTS		
			UPSTATE: LDSS/HSM1

	250	MEDICAID PAY-IN PROGR	AM		
251 REIMBURSEMENT TO PERSONS OR AGENCIES OTHER THAN				1	
		THE VENDOR			
		(NYC—if issue involves reimbu	rsement for home car	e, agency would be	NOHC not
		NMAP)		-,g,	- ,
	252	ISSUE RELATING TO COVI	ERAGE/PAVMENT	NOT IDENTIFIE	D
•		BY OTHER CODE		TOT IDEI(III IE)	
		(Example: Hospital bill older t	han 3 months, expens	sive hospital care	
		co-payment (SP-29), Medica		nve nospitai care,	
		co payment (Si 25), Wedica	ic ruit D)		
	253	REIMBURSEMENT TO PER	SONS RESULTING	FROM COURT A	CTIONS
		(example: KRIEGER)			
		ADD AS OTHER: TOM GRES	TINI, DOH-EMPIRE	E STATE PLAZA	
		CORNING TOWER, RM. 1245	,		
		, , , , , , , , , , , , , , , , , , , ,	,		
	254	MEDICAL ASSISTANCE CA	RD INVALID WIT	HOUT NOTICE	
		OR EXPLANATION			
	255	UTILIZATION THRESHOL	D ISSUES		
(Note: Warning letter that client is approaching limit N		it NOT hearable; let	ter		
indicating client has reached threshold but no exemption requested NOT hear				Γ hearable)	
CODE		CRITERIA	SUB - CATEGORY	AGENCY	_
255	-	STATEWIDE UTILIZATION THRESHOLD	NONE	NYC: NMAP/NYS3	
I	-	UTILIZATION THRESHULD		INIVIAP/IN I SS	1

CODE	CRITERIA	SUB - CATEGORY	AGENCY
255	STATEWIDE     UTILIZATION THRESHOLD     DENIAL OF AN EXEMPTION OR INCREASE	NONE	NYC: NMAP/NYS3
	- CATEGORY: MA - ACTION: INAD		UPSTATE: LDSS/NYS3

# 256 INCOME/RESOURCES OF INSTITUTIONALIZED SPOUSE (spousal impoverishment)

# PRE-ADMISSION SCREENING AND ANNUAL RESIDENT REVIEW (PASARR)

CODE	C	CRITERIA	SUB - CATEGOR	RY AGENCY
257	-	SPECIFY ISSUE IN COMMENT SECTION List as "other" Valerie Dietz DOH, 161 Delaware Ave. Delmar, NY 12054	NONE	NYC: NMAP/IPRO/OMR1 or OMH1  UPSTATE: LDSS/IPRO/OMR1 or OMH1

Rev. 11/16/2009

258 TRANSITIONAL MEDICAL ASSISTANCE

When life case is closed for employment reasons, client automatically is covered by transitional Medicaid for six (6) months. Client may be eligible for additional six (6) months.

CODE	CRITERIA	SUB - CATEGOR	RY AGENCY
258	-TRANSITIONAL MEDICAL ASSISTANCE	NONE	NYC: NTBU
	-CATEGORY: FA OR SNA		
			UPSTATE: LDSS

#### 260 CERTIFIED HOME HEALTH AIDE

CODE	CRITERIA	SUB – CAT	. AGENCY	
260	CERTIFIED HOME HEALTH AIDE	NONE	NYC: NOHC  UPSTATE:	OTHER: NAME, ADDRESS AND TELEPHONE NUMBER OF CERTIFIED HOME HEALTH AGENCY (IF AVAILABLE) IF ONLY PARTIAL INFORMATION IS AVAILABLE INCLUDE IN COMMENTS
260	- SUFFOLK COUNTY CERTIFIED HOME HEALTH AIDE ISSUES. CATEGORY: MA	SPH	LDSS/NYS5 SUFF/NYS5	FOR SUFFOLK (SPH will restrict scheduling for Tues, Wed, or Thurs.)

263	AGENCY ACTION DUE TO FINGER IMAGING
264	MEDICAID BUY-IN PROGRAM FOR WORKING PEOPLE WITH DISABILITIES
265	PHARMACY ISSUES

CODE	CRITERIA	SUB - CATEGORY	AGENCY
265	Pharmaceutical-related determinations including DOH/OHIP Prior approval/authorization	NONE	NYC: NMAP/BPPO
	including 20120111 Thorappional authorization		UPSTATE: LDSS/BPPO

#### 268 DENIAL OF MEDICAL ASSISTANCE COVERAGE THROUGH IPRO REVIEW

(Island Peer Review Organization)

CODE	CRITERIA	SUB	3 - CATEGORY	AGENCY
268	IPRO CATEGORY: MA ACTION: INAD AID STATUS: NA		OHSM	NYC: NMAP/IPRO  UPSTATE: LDSS/IPRO

#### 270 CARE AT HOME WAIVER PROGRAMS - 1, 2 & 5

CODE	CRITERIA	SUB - CATEGO	RY AGENCY
270	- STATEWIDE - CARE AT HOME WAIVER PROGRAM 1, 2 & 5	NONE	NYC: NMAP  UPSTATE: LDSS

# 271 DISTRICT OR STATE OF FISCAL RESPONSIBILITY (IDD)

CODE	CRITERIA S	UB - CATEGO	RY AGENCY
271	JURISDICTIONAL DISPUTES INVOLVING MULTIPLE DISTRICTS; REQUESTED BY CLIENT/REP	NONE	MULTIPLE SCENARIOS: CHECK WITH SUPERVISOR
271	- CORRESPONDENCE USE ONLY - IF A LDSS IS REQUESTING FH VS. ANOTHER LDSS, AGENCY FIELD IS LDSS WHICH REQUEST IS AGAINST. HEARING LOCATION IS LDSS THAT MADE REQUEST.	IDD (correspondence Use only)	UPSTATE: LDSS
	- IF LDSS REQUEST IS AGAINST NYC MEDICAID, HEARING LOCATION IS LDSS WHO REQUESTED HEARING.  CATEGORY: MA ACTION: INAD	IDD	NYC: NMAP

272 UTILIZATION REVIEW AND OTHER LEVEL OF CARE QUESTIONS (Other than refusal to authorize Home Health Care or Personal Care)

### 273 MEDICAL FACILITY PLACEMENT CONTRARY TO APPELLANT/FAMILY CHOICE

274 DENIAL OF FAMILY HEALTH PLUS (FHP), FAILURE TO PICK A PLAN Category: FHP

# 275 FAMILY HEALTH PLUS (FHP) DISCONTINUANCE OR DENIAL DUE TO HAVING EQUIVALENT HEALTH INSURANCE

Category: FHP

#### 276 RESTRICTIONS ON USE OF THE MEDICAL ASSISTANCE CARD

CODE	CRITERIA	SUB - CATEGORY	AGENCY
276	-RESTRICTED MEDICAID CARD	NONE	NYC: NRMA
	CATEGORY: MA ACTION: REDU/INAD		UPSTATE: LDSS
	FOR NYC: UNRELATED ISSUES, SCHEDULE SEPARATELY		

AGENCY ACTION BASED ON FH DECISION, WITHDRAWAL OR DEFAULT
AVAILABILITY OF THIRD PARTY HEALTH INSURANCE (Example: Blue Cross/Medicare)
DISCONTINUANCE/DENIAL OF MA DUE TO ACTIVE PA OR MA CASE
DENIAL/DISCONTINUANCE OF MA DUE TO INELIGIBLE ALIEN STATUS
DENIAL/DISCONTINUANCE OF MA DUE TO AVAILABILITY OF TRUST FUND (Medicaid Qualifying Trust)
MEDICARE PART B PREMIUM PAYMENT PROGRAM (Also known as Medicare Savings Program – MSP, including SLIMBI or QMBI)
FAILURE TO DETERMINE MA ELIGIBILITY UPON PA DENIAL/DISC
LETTER REQUEST/SELF-REQUEST FORM; ISSUE NOT SPECIFIED

# **PERSONAL EMERGENCY RESPONSE SERVICES (PERS)**(This is an electronic calling device used for emergency situations. Also

(This is an electronic calling device used for emergency situations. Also referred to as Lifeline, not to be confused with NY Telephone Lifeline Service)

CODE	CRITERIA	SUB - CATEGOR	Y AGENCY
291	AUTHORIZATION, DENIAL, DISC OF PERSONAL EMERGENCY RESPONSE SERVICES (PERS)	NONE	NYC: NOHC
		NONE	UPSTATE: LDSS/NYS5

**DENIAL OF MA - NO NOTICE OR REASON** 

**290** 

# 293 HOME & COMMUNITY BASED SERVICES WAIVER TRAUMATIC BRAIN INJURIES

(TBI WAIVER)

(See 294 & 296 for other waiver programs)

CODE	CRITERIA SU	B - CATEGOR	Y AGENCY
293	DISCONTINUANCE OR DENIAL OF PARTICIPATION IN THE HOME & COMMUNITY BASED SERVICES WAIVER FOR INDIVIDUALS WITH TRAUMATIC BRAIN INJURIES CATEGORY: MA ACTION: DISC/DENY	NYC-HOLD  UPSTATE: NONE	NYC: NMAP / DOH1 UPSTATE: LDSS/DOH1

294 HOME & COMMUNITY BASED SERVICES WAIVER-DEVELOPMENTAL DISABILITIES - CARE AT HOME 3, 4 & 6 (see 293 & 296 for other waiver programs)

CODE CRITERIA SUB - CATEGORY AGENCY

294	DISCONTINUANCE OR DENIAL OF PARTICIPATION IN THE HOME & COMMUNITY BASED SERVICES WAIVER FOR INDIVIDUALS WITH DEVELOPMENTAL	NYC-HOLD	NYC: NMAP/OMR1
	DISABILITIES CATEGORY: MA ACTION: DISC / DENY	UPSTATE- HOLD	UPSTATE: LDSS / OMR1

#### 295 FAILURE TO ISSUE BENEFIT / ID CARD

296 HOME & COMMUNITY BASED SERVICES WAIVER EMOTIONALLY DISTURBED CHILDREN (see 293 & 294 for other waiver programs)

CODE	CRITERIA S	UB - CATEGORY	AGENCY
296	DISCONTINUANCE OR DENIAL OF PARTICIPATION IN THE HOME & COMMUNITY BASED SERVICES WAIVER	NYC-HOLD	NYC: NMAP/OMH1
	FOR INDIVIDUALS WHO ARE EMOTIONALLY DISTURBED CATEGORY: MA ACTION: DISC/DENY	UPSTATE: NONE	UPSTATE: LDSS/OMH1

297 HOME & COMMUNITY BASED SERVICES WAIVER
NURSING HOME TRANSITION AND DIVERSION MEDICAID WAIVER
(see 293, 294 & 296 for other waiver programs)

CODE	CRITERIA SU	B - CATEGORY	AGENCY
297	DISCONTINUANCE, REDUCTION, DENIAL OR ADEQUACY OF SERVICES/ PARTICIPATION IN THE NURSING HOME TRANSITION AND DIVERSION WAIVER FOR INDIVIDUALS WHO REQUIRE NURSING HOME LEVEL OF CARE. CATEGORY: MA ACTION: DISC/REDU/DENY/INAD	NYC-HOLD  UPSTATE: NONE	NYC: NMAP/NHTD UPSTATE: LDSS/NHTD

# 299 MANAGED LONG TERM CARE –Enrollment Issues CODING:

NYC Agency: NMAP/Appropriate Long Term Managed Care Plan (see list)
Upstate Agency: LDSS/Appropriate Long Term Managed Care Plan (see list)
SCHEDULING:

Put NYC requests in HOLD, Upstate requests put in "N" scheduling status

\* See code 211 for Managed Long Term Care Clinical Issues

"Eliminated-Combined MA Codes"

11 Rev. 11/16/2009