

Certificate and Order for Filing
TEMPORARY ADMINISTRATIVE RULES
A Statement of Need and Justification accompanies this form.

I certify that the attached copies* are true, full and correct copies of the TEMPORARY Rule(s) adopted on *date signed by the
Date prior to or same as filing date.

Oregon Health Authority (Authority), Division of Medical Assistance Programs (Division) 410
Agency and Division Administrative Rules Chapter Number

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to become effective 10/1/11 through 3/26/2012
Date upon filing or later A maximum of 180 days including the effective date.

RULEMAKING ACTION

Rule Filing Caption: 10/11 Technical Changes for 1/1/11 – 12/31/12 Health Services Commission's
Prioritized List of Health Services

AMEND: 410-141-0520

Statutory Authority: ORS 192.527, 192.528, 413.042 and 414.065

Other Authority: None

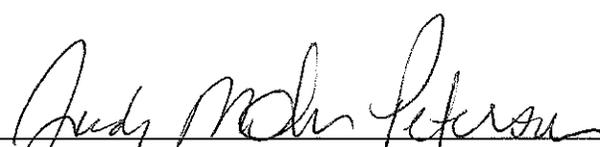
Statutes Implemented: ORS 192.527, 192.528, 414.010, 414.065 and 414.727

Subject Matter:

The OHP Program administrative rules govern the Division of Medical Assistance Programs' payments for services provided to clients. The Division temporarily amended 410-141-0520 to reference the Oregon Health Services Commission's Prioritized List of Health Services' January 1, 2011 – December 31, 2012, Prioritized List of Health Services effective October 1, 2011, including interim modifications and technical changes made for 2009 national code set.

The Division intends to permanently amend this rule on or before March 26, 2012.

Authorized Signers:


Judy Mohr Peterson, Jean Phillips or Sandy Wood

9-14-2011
Date

Secretary of State

Statement of Need and Fiscal Impact

A Certificate and Order for Filing Temporary Administrative Rules accompanies this form.

Oregon Health Authority (Authority) Division of Medical Assistance Programs (Division) 410

Agency and Division

Administrative Rule Chapter Number

In the Matter of: The Temporary amendment of an administrative rule that governs payment for the Oregon Health Plan (OHP) Managed Care program. The Division temporarily amended 410-141-0520.

Rule Filing Caption: 10/11 Technical Changes for 1/1/11 – 12/31/12 Health Services Commission's Prioritized List of Health Services

Statutory Authority: ORS 192.527, 192.528, 413.042 and 414.065

Other Authority: None

Statutes Implemented: ORS 192.527, 192.528, 414.010, 414.065 and 414.727

Need for Rule(s): The OHP Program administrative rules govern the Division of Medical Assistance Programs' payments for services provided to clients. The Division temporarily amended 410-141-0520 to reference the Oregon Health Services Commission's Prioritized List of Health Services' January 1, 2011 – December 31, 2012, Prioritized List of Health Services effective October 1, 2011, including interim modifications and technical changes made for 2009 national code set.

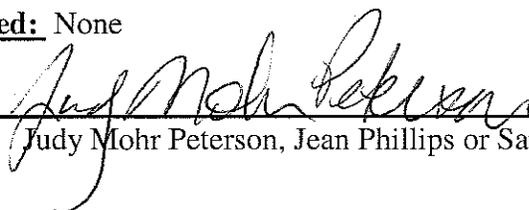
Justification of Temporary Rule(s): The Division finds that following the permanent rule making process rather than taking this immediate rulemaking action will result in serious prejudice to public interest, to the interest of the Division clients and providers. If the Division does not promptly incorporate the changes made to the Prioritized List, clients and providers will be at risk of following incorrect information when administering services and submitting claims to the Division.

This temporary rulemaking action will avoid or mitigate the risks mentioned above by incorporating, in rule, the updated funded services specified in the Prioritized List of Health Services technical changes to be effective on October 1, 2011, subject to Centers for Medicare and Medicaid Services (CMS).

Documents Relied Upon, and where these can be viewed or obtained: September 12, 2011 cover letter from Health Services Commission to Oregon Legislative leadership, with October 1, 2011 technical changes, and September 12, 2011 cover letter to CMS seeking approval of interim modifications and technical changes to the 2011 – 2012 Prioritized List. Oregon Health Services Commission's Prioritized List of Health Services found at: http://www.oregon.gov/OHA/OHPR/HSC/current_prior.shtml (until 9/30/11) and http://www.oregon.gov/OHA/OHPR/HSC/pending_changes.shtml (effective 10/1/11)

Other Agencies affected: None

Authorized Signers:



Judy Mohr Peterson, Jean Phillips or Sandy Wood

9-14-2011

Date

410-141-0520 Prioritized List of Health Services

(1) The Prioritized List of Health Services (Prioritized List) is the Oregon Health Services Commission's (HSC) listing of physical health services with "expanded definitions" of preventive services and the HSC's practice guidelines, as presented to the Oregon Legislative Assembly. The Prioritized List is generated and maintained by HSC. The HSC maintains the most current list on the HSC website: www.oregon.gov/DHS/healthplan/priorlist/main, or, for a hardcopy contact the Office for Oregon Health Policy and Research. This rule incorporates by reference the CMS approved biennial January 1, 2011–December 31, 2012 Prioritized List, including interim modifications and technical revisions made for the 2009 national code set effective ~~October~~ April 1, 2011 that includes expanded definitions, practice guidelines and condition treatment pairs funded through line 502.

(2) Certain mental health services are only covered for payment when provided by a Mental Health Organization (MHO), Community Mental Health Program (CMHP) or authorized Fully Capitated Health Plan (FCHP) or Physician Care Organization (PCO). These codes are identified on their own Mental Health (MH) section of the appropriate lines on the Prioritized List of Health Services.

(3) Chemical dependency (CD) services are covered for eligible OHP clients when provided by an FCHP, PCO, or by a provider who has a letter of approval from the Office of Addictions and Mental Health and approval to bill Medicaid for CD services.

Stat. Auth.: ORS 192.527, 192.528, 413.042 & 414.065

Stats. Implemented: ORS 192.527, 192.528, 414.065 & 414.727

10-1-11 (T)