



# Oregon

John A. Kitzhaber, M.D., Governor

## Provider Alert

Nursing Facility Providers

IM-14-37-NF

Date: November 14, 2104

From: Nursing Facility Licensing Unit

### **Resident Haircuts - Clarifying Medicaid Bundled**

Subject: **Rate Requirements**

#### *Summary:*

Haircuts for grooming and cleanliness, whether performed by facility staff, contracted beautician/barber or any other provider, are considered part of the Nursing Facility bundled rate payment; the facility cannot charge a Medicaid resident for this service.

Federal Regulations and Oregon Administrative Rules specify the services and supplies that Nursing Facilities (NF) must provide for residents with Medicaid-funding. Simple haircuts and shaves for grooming and cleanliness, regardless of who provides the service, are included in the Medicaid bundled rate and cannot be charged to the resident. Resident requested specialized hair services or specialized hair products are appropriately charged to the resident. Examples of specialized hair services include special hair cuts, permanent waves and hair coloring.

#### §483.10(c)(8):

Limitation on charges to personal funds. The facility may not impose a charge against the personal funds of a resident for any item or service for which payment is made under Medicaid or Medicare (except for applicable deductible and coinsurance amounts). The facility may charge the resident for requested services that are more expensive than or in excess of covered services in accordance with §489.32 of this chapter. (This does not affect the prohibition on facility charges for items and services for which Medicaid has paid. See §447.15, which limits participation in the Medicaid program to providers who accept, as payment in full, Medicaid payment plus any deductible, coinsurance, or copayment required by the plan to be paid by the individual.)

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SDS 0746 (9/14)

§483.10(c)(8)(i)(E):

(i) Services included in Medicare or Medicaid payment. During the course of a covered Medicare or Medicaid stay, facilities may not charge a resident for the following categories of items and services:

(E) Routine personal hygiene items and services as required to meet the needs of residents, including, but not limited to, hair hygiene supplies, comb, brush, bath soap, disinfecting soaps or specialized cleansing agents when indicated to treat special skin problems or to fight infection, razor, shaving cream, toothbrush, toothpaste, denture adhesive, denture cleaner, dental floss, moisturizing lotion, tissues, cotton balls, cotton swabs, deodorant, incontinence care and supplies, sanitary napkins and related supplies, towels, washcloths, hospital gowns, over the counter drugs, hair and nail hygiene services, bathing, and basic personal laundry.

OAR 411-070-0085 Bundled Rate

(1) PURPOSE. The nursing facility rate established for a facility is a bundled rate and includes all services, supplies and facility equipment required for services.

(2) SERVICES AND SUPPLIES.

(a) The following services and supplies required to provide services in accordance with each resident's care plan are included in the bundled rate:

(J) Miscellaneous services and supplies, including:

(iii) Shaves, haircuts, supplies and shampoos as required for grooming and cleanliness, whether performed by facility staff or by an outside provider;

Findings of non-compliance may result in citation(s) of Oregon Administrative Rule violation(s) and F162 - §483.10(c)(8) Limitation on Charges to Personal Funds.

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