

# Medicaid Supervised Billing Provider Open Forum

January 25, 2024



# Goals for This Conversation

- Overview of retroactive extension
- Evaluation of how the extension will apply in different scenarios
- Questions and Comments

# The Extension:

The Department of Vermont Health Access (DVHA) has granted an extension for non-licensed non-certified (NLNC) providers, who are otherwise eligible to provide billable services to Vermont Medicaid members but have met their five-year billing restriction outlined in HCAR 9.103.3(c), to continue to bill Vermont Medicaid.

This extension is retroactive from 7/1/22 through 12/31/25. This means that any individual providing clinical services adherent to HCAR 9.103 will be eligible for Medicaid reimbursement until 12/31/25.

# Retroactivity: For providers who stopped billing Medicaid and seeing members

**Scenario One:** Non-Licensed Non-Certified (NLNC) providers who stopped seeing Medicaid members when their five-year period of eligibility for Medicaid billing expired.

**Solution:** Vermont Medicaid acknowledges and appreciates providers who complied with HCAR 9.103.3. These providers are now eligible to begin billing for time spent serving Medicaid members as of the date of the extension (11/9/23).

# Retroactivity: For providers who continued to see Medicaid members pro-bono

**Scenario Two:** Non-Licensed and Non-Certified (NLNC) providers who saw Medicaid members pro-bono and did not bill Vermont Medicaid.

**Solution:** Vermont Medicaid acknowledges and appreciates that these providers complied with HCAR 9.103.3 and continued to provide services to Medicaid members. Providers can now submit claims for services provided to Medicaid members pro-bono in compliance with timely filing requirements. Providers should reach out to their Gainwell Provider Representative to initiate this process.

# Retroactivity: For providers subject to an SIU audit

**Scenario Three**: Non-Licensed and Non-Certified providers, and their supervisors, who were subject to an SIU audit and were found in violation of HCAR 9.103.3(c) and had monies recouped for violation of HCAR 9.103.3(c).

**Solution**: The Special Investigations Unit (SIU) has contacted every provider who is eligible to have monies returned under the retroactive extension. Any additional questions should be directed to SIU.

# Retroactivity: For providers who are not yet subject to an SIU audit

**Scenario Four:** Non-Licensed and Non-Certified providers who violated HCAR 9.103.3 but have not yet been subject to an audit.

**Solution:** DVHA will not recoup monies for the violation of HCAR 9.103.3(c) for claims with dates of service between 7/1/22 and 12/31/25. All claims may still be audited for other deficiencies, including but not limited to, other violations of HCAR 9.103.

# Moving Forward

- All NLNC providers may continue to bill Vermont Medicaid until 12/31/25 given they follow all requirements for Supervised Billing other than those explicitly waived by the extension. This includes all correct coding and other supervision requirements.
- Providers must continue to follow correct coding requirements (this includes the use of modifiers for ALL supervised billing claims: HO, HN, and HM)
- All claims submitted must comply with all other requirements including timely filing requirements
  - This includes all recent requirements related to Medicare enrollment



# Questions?

Please send questions or requests for additional information to:

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