

5101:3-8-05

Covered psychology services and limitations.

For dates of service beginning on and after January 1, 2004, psychology services specified in paragraphs (C) to (F) of this rule will no longer be covered medicaid services for adults twenty-one years of age and older when services are provided by an independent psychologist and independent group psychologist practices.

Psychology services not provided by independent psychologists (for example, services provided in an outpatient hospital facility) will continue to be covered medicaid services.

(A) Definitions:

- (1) "Independent psychologist" means a psychologist licensed under Chapter 4732. of the Revised Code who provides services on his/her own, free of administrative and professional control of an employer such as an institution, physician, or agency.
 - (a) The psychologist treats his/her own patients and has a valid Ohio medicaid provider agreement to bill directly for his/her services. A psychologist practicing in an office located in an institution may be considered an "independently practicing psychologist" when both of the following conditions are met:
 - (i) The office is in a separately identifiable part of the facility which is used solely as the psychologist's office and is not viewed as extending through the entire institution; and
 - (ii) The psychologist has a private practice, e.g provides services to patients outside of the institution as well as to institutionalized patients. The private practice is not owned, in part or in total by the institution.
 - (b) A psychologist seeing nursing home patients cannot bill medicaid using his psychologist provider number. Services to nursing home patients are covered through the nursing facility's cost report and described in paragraph (G) of rule 5101:3-3-19 of the Administrative Code.
- (2) "Provider-based psychologist" means a psychologist employed by a provider listed in paragraph (E) of rule 5101: 3-8-01 of the Administrative Code.
- (3) "Psychological tests" means tests which address personality disorders, intellectual function, behavioral or addictive disorders, or screening tests for organic brain disease.

- (4) "Neuropsychological tests" means tests for patients suffering from cognitive defects due to neurological conditions.
 - (5) "Direct supervision" is defined in rule 5101: 3-4-02 of the Administrative Code.
 - (6) "Group psychotherapy" means psychological treatment involving two or more patients participating together in the presence of one or more psychologists who facilitate interactions to effect targeted changes in the behavior of a patient.
- (B) Services must be personally provided by a licensed psychologist meeting the qualifications in section 4732.10 of the Revised Code. Services must be medically necessary for the diagnosis and treatment of an illness or injury to be a covered medicaid service. All services must be within the scope of practice for a licensed psychologist as defined in Chapter 4732. of the Revised Code. To be reimbursed for psychology services:
- (1) Services must be billed under the individual psychologist's provider number only when the services are provided by an independently practicing psychologist as defined in paragraph (A) of this rule.
 - (2) Services must be billed by a psychology group practice only if the psychologist is employed by a group medical practice as defined in rule 5101: 3-8-01 of the Administrative Code.
 - (3) Services must be billed under the hospital's or clinic's medicaid provider number when the psychologist is provider-based as defined in paragraph (A)(2) of this rule.
 - (4) Effective with services provided on and after October 1, 2003, when billing for any service, the licensed psychologist must bill the appropriate procedure code for the service rendered and modify the code by the "AH" modifier to signify that the service was personally provided by a licensed psychologist.
 - (5) When services are provided to inpatients in a hospital or to nursing home residents regardless of the billing arrangement, the psychologist cannot submit a claim as an individual psychologist or as a psychology group medical practice.
- (C) Covered psychological testing services:

~~Psychological and neuropsychological testing are covered when performed to assist in establishing a psychological or neuropsychological disorder. The patient's medical record must support the medical necessity of the tests performed. The following codes are reimbursable if all of the provisions of this rule are met:~~

~~(1) Psychological and neuropsychological testing are covered when performed to assist in establishing a psychological or neuropsychological disorder. The patient's medical record must support the medical necessity of the tests performed.~~

~~(2) For dates of service beginning January 1, 2006 and after, the department will pay in accordance with rule 5101: 3-1-60 of the Administrative Code for procedure codes 96101 through 96118 for medically necessary psychological testing services personally performed by a licensed psychologist.~~

~~(1) For dates of service prior to July 1, 2002, testing services are billable using the following local level codes. Only one unit of service per line item is covered.~~

~~(a) Z0809 Psychological testing, individually administered: for diagnosis of mental disorders, personality assessment or psychodynamic evaluation. Initial one hour.~~

~~(b) Z0811 Psychological testing, individually administered: for diagnosis of mental disorders, personality assessment or psychodynamic evaluation. Each additional thirty minutes.~~

~~(c) Z0816 Psychological testing, group administered: for diagnosis of mental disorders.~~

~~(d) Z0817 Psychological testing, individually administered: for developmental assessment and/or neuropsychological, intellectual or learning disorders. Initial one hour.~~

~~(e) Z0818 Psychological testing, individually administered: for developmental assessment and/or neuropsychological, intellectual or learning disorders. Each additional thirty minutes.~~

~~(f) Z0819 Psychological testing, group administered: intellectual assessment.~~

~~(2) For dates of service beginning July 1 2002 and after, the department will pay the value listed in rule 5101: 3-1-60 of the Administrative Code for procedure codes 96100 through 96117 for medically necessary psychological testing services personally performed by a licensed psychologist.~~

(D) Covered therapeutic services:

~~(1) For services provided on dates of service prior to July 1, 2002, individual or group therapeutic services may be billed once per date of service. Additionally, a billable unit is limited to one. Therapeutic services must be billed using the following local level codes:~~

~~(a) Z0802 Psychological, individual psychotherapy in the office, clinic, hospital or home.~~

~~(b) Z0808 Psychological, group psychotherapy in the office, clinic, or hospital.~~

~~(2)~~(1) For services provided on or after July 1, 2002, the department will pay eighty-five percent of the value listed in rule 5101: 3-1-60 of the Administrative Code for each procedure code for services performed by a licensed psychologist. The following procedure codes must be billed for therapeutic services:

(a) For individual psychotherapy provided in the office, outpatient clinic, outpatient hospital, or home, bill the following codes:

(i) 90804 Individual psychotherapy, insight-oriented, in office, outpatient facility, twenty to thirty minutes face-to-face contact with patient.

(ii) 90806 Individual psychotherapy, insight-oriented, in office, outpatient facility forty to fifty minutes face-to-face contact with patient.

(iii) 90808 Individual psychotherapy, insight-oriented, in office, outpatient facility seventy-five to eighty minutes face-to-face contact with patient.

(iv) 90810 Individual psychotherapy, interactive, in an office or outpatient setting, twenty to thirty minutes face-to-face contact with patient.

(v) 90812 Individual psychotherapy, interactive, in an office or outpatient setting, forty-five to fifty minutes face-to-face contact with patient.

(vi) 90814 Individual psychotherapy, interactive, in an office or outpatient setting, seventy-five to eighty minutes face-to-face

contact with patient.

(b) Family psychotherapy is covered only where the primary purpose of such counseling is the treatment of the patient's condition, not the treatment of the family members. For family or group psychotherapy, bill the following codes:

(i) 90846 Family psychotherapy (without patient present).

(ii) 90847 Family psychotherapy (with patient present).

(iii) 90849 Multiple-family group psychotherapy.

(iv) 90853 Group psychotherapy as defined in paragraph (A)(5) of this rule (other than of a multiple-family group).

(E) Diagnostic interview examination

(1) For dates of service on and after October 1, 2003, a diagnostic interview examination will be a covered service.

(2) To be reimbursed, bill code 90801. This code is not time-based and can be billed only as one unit of service.

(3) The department will pay eighty-five per cent of the medicaid maximum for an examination personally performed by a licensed psychologist.

(F) Services provided by clinical psychology doctoral level interns completing required internships.

For services provided by clinical psychology doctoral level interns completing required internships to be reimbursed to a psychologist, the following conditions must be met:

(1) The psychologist billing medicaid must have a letter on file covering the dates of services of the doctoral level internship from the doctoral level program;

(2) The graduate doctoral level intern must be under the direct supervision of the licensed psychologist responsible for the patient's care;

(3) The licensed psychologist responsible for the patient's care must have

face-to-face contact with the patient during the patient's visit and must confirm that the service provided by the doctoral level intern was appropriate; and

- (4) The patient's medical record must show that the requirements for reimbursement were met and the licensed psychologist responsible for the patient's care reviewed, countersigned, and dated the notes in the medical record at least every week so that it is documented that the licensed psychologist is responsible for the patient's care.

(G) Non-covered psychological services:

The following psychologists' services are not covered by the Ohio medicaid program:

- (1) All services listed in paragraph (F) of rule 5101: 3-4-29 of the Administrative Code describing mental and emotional disorders;
- (2) Self-administered or self-scored tests of cognitive function;
- (3) Services provided by a school psychologist in facilities regulated by the state board of education;
- (4) Biofeedback therapy;
- (5) Services which are not personally performed by a psychologist with whom the department has a provider agreement and who is licensed under Chapter 4732. of the Revised Code;
 - (a) With the exception of the provisions stated in paragraph (F) of this rule, services provided by licensed individuals with whom the department does not have an individual provider agreement are not reimbursable even though the covered services are provided under the personal supervision of licensed psychologist with whom the department does have a provider agreement.
 - (b) Services provided by unlicensed individuals under the personal supervision of a licensed psychologist are not reimbursable.
- (6) Services provided to nursing home patients are reimbursable through the nursing facility's cost report and shall not be billed directly by the psychologist as specified in paragraph (G) of rule 5101: 3-3-19 of the

Administrative Code;

- (7) Services provided to patients in an inpatient hospital setting are not covered in this rule but are covered in Chapter 5101: 3-2 of the Administrative Code;
- (8) Services unrelated to the treatment of a specific medical complaint or services which are not medically necessary as defined in Chapter 5101: 3-01 of the Administrative Code;
- (9) Services determined by another third-party payer (especially medicare Title XVIII) as not medically necessary are not covered;
 - (a) All psychological services denied by medicare; and
 - (b) The thirty-seven point five per cent outpatient psychiatric payment limitation subtracted from medicare claims.
- (10) Services for adults twenty-one years of age and older when provided by an independent psychologist and independent group psychologist practices.

(H) Limitations:

- (1) Psychological testing is limited to a maximum of eight hours per twelve-month period per recipient in a non-hospital setting.
- (2) Therapeutic visits and diagnostic interview examinations in excess of a combined twenty-five dates of service per recipient in a twelve-month period in an non-hospital setting are not covered.
- (3) Diagnostic interview examinations will be limited to one per recipient per twelve month period and may not be billed on the same date of service as a therapeutic visit.

(I) Documentation:

The patient's medical record must support the medical necessity of the tests and/or therapies performed. The records should contain the following documentation at a minimum:

- (1) The date the service was provided;

- (2) The type of tests and/or type of therapies performed, including test results;
- (3) The face-to-face time spent with the patient on testing or therapy;
- (4) Time spent interpreting and reporting for testing codes specified in rule 5101:3-1-60 of the Administrative Code under the title "Central Nervous System (CNS) Test";
- (5) A written interpretation by a psychologist of the tests and/or psychotherapy sessions should be in the patient's record;
- (6) The discipline and signature of the professional providing the service; and
- (7) All documentation provisions for therapeutic services outlined in paragraph (H) of rule 5101: 3-4-29 of the Administrative Code shall apply to therapeutic services provided by a psychologist with the exception that a psychologist does not need to have the treatment plan signed and dated by a physician prior to initiating therapy.

Effective: 12/30/2005

CERTIFIED ELECTRONICALLY

Certification

12/30/2005

Date

Promulgated Under: 119.03
Statutory Authority: 5111.02
Rule Amplifies: 5111.01, 5111.02
Prior Effective Dates: 7/1/02, 8/17/03, 1/1/04