

## **PUBLIC NOTICE**

Pursuant to Section 447.205 of Title 42 of the Code of Federal Regulations, the Oklahoma Health Care Authority (OHCA) is required to provide public notice of its intent to submit a state plan amendment (SPA) to modify its methods and standards for setting payment rates for services. An Indian Health Services, Tribal, and Urban Indian (I/T/U) notice was sent to inform tribal partners of the proposed changes on April 21, 2023. The proposed changes will be presented at the Tribal Consultation meeting on May 2, 2023, at 11:00 AM via teleconference.

### **Mental Health Transportation**

OHCA, in partnership with the Oklahoma Department of Mental Health and Substance Abuse Services (ODMHSAS) will seek approval of a State Plan amendment to reimburse for secure mental health transportation to treatment facilities for the purpose of examination, emergency detention, protective custody, or inpatient services. Qualified Transportation Service Providers (QTSPs) must meet the Uniform Transportation Standards for QTSPs and be certified as a peace officer in Oklahoma or complete a 16-hour Therapeutic Options Course approved by ODMHSAS. QTSPs of secure mental health transports will be paid on a fee-for-service basis through encounter payments or a combination of encounter payments and a set rate per mile as follows:

- Transports 30 miles and under will be reimbursed \$160.00 per encounter, equal to 68.83% of the CY 2021 rate for A0429.
- Transports over 30 miles will be reimbursed \$160.00 per encounter, equal to 68.83% of the CY 2021 rate for A0429, and \$2.85 per mile, equal to 38.10% of the CY 2021 rate for A0425.

No prior authorization will be required.

The estimated budget impact for SFY 2024 will be an increase in the total amount of \$6,153,652; with \$1,939,170 in the state share and \$4,214,482 in the federal share. For SFY 2025, the increased total is estimated to be \$6,153,652 with \$1,998,091 in the state share and \$4,155,561 in the federal share.

This proposed change will be heard before the OHCA State Plan Amendment Rate Committee (SPARC) hearing on June 21, 2023 at 10:00 AM and the OHCA Board meeting on June 28, 2023, at 2:00 PM.

*Effective date: July 1, 2023, contingent upon CMS approval.*

### **Non-Payment of Provider Preventable Conditions**

The Agency seeks to submit a Medicaid state plan amendment to align with the Centers for Medicare and Medicaid Services (CMS) final rule regarding Section 2702 of the Affordable Care Act, which reduces or prohibits payments related to provider preventable conditions (PPCs). PPCs include Health Care Acquired Conditions (HCACs) which apply to any inpatient hospital settings and Other-Provider Preventable Conditions (OPPCs) which apply to any health care setting. The Agency's list of PPCs for non-payment will align with the PPCs as identified by Medicare with exceptions for pediatric and obstetric patients for Deep Vein Thrombosis (DVT)/Pulmonary Embolism (PE) following total knee replacement or hip replacement surgery. In aligning with Medicare, two additional OPPCs for Surgical Site infection following cardiac implantable electronic device (CIED) and Iatrogenic pneumothorax with venous catheterization. Medical assistance will not be paid for PPCs, except when the condition existed prior to initiation of treatment for that patient by the provider.

The State considers this SPA budget neutral as the changes are to comply with Federal regulation.

*Effective date: September 1, 2023, contingent upon CMS approval.*

Interested persons may visit [oklahoma.gov/ohca/policies-and-rules/public-notice](https://oklahoma.gov/ohca/policies-and-rules/public-notice) to view a copy of the public notice(s) and visit [oklahoma.gov/ohca/policies-and-rules/proposed-changes](https://oklahoma.gov/ohca/policies-and-rules/proposed-changes) to view a copy of the proposed state plan amendment(s) and a link to provide public comments on the proposal. Persons wishing to present their views in writing or obtain copies of the proposed state plan amendments may do so via mail by writing to: Oklahoma Health Care Authority, Federal Authorities Unit, 4345 N. Lincoln Blvd., Oklahoma City, Oklahoma 73105, or by email at [federal.authorities@okhca.org](mailto:federal.authorities@okhca.org). Written comments or requests for copies of the proposed state plan amendments will be accepted by contacting OHCA as indicated. Comments submitted through the OHCA policy blog will be available for review online at [oklahoma.gov/ohca/policies-and-rules/proposed-changes](https://oklahoma.gov/ohca/policies-and-rules/proposed-changes). Other written comments are available upon request at [federal.authorities@okhca.org](mailto:federal.authorities@okhca.org). Comments will be accepted from April 28 through May 13, 2023.