- **42 CFR 8 –Medication Assisted Treatment For Opioid Use Disorders**

  - **10.09.80 Community-Based Substance Use Disorder Services**

- **10.09.36 General Medical Assistance Provider Participation Criteria**

  - **10.63 Community-Based Behavioral Health Programs and Services**

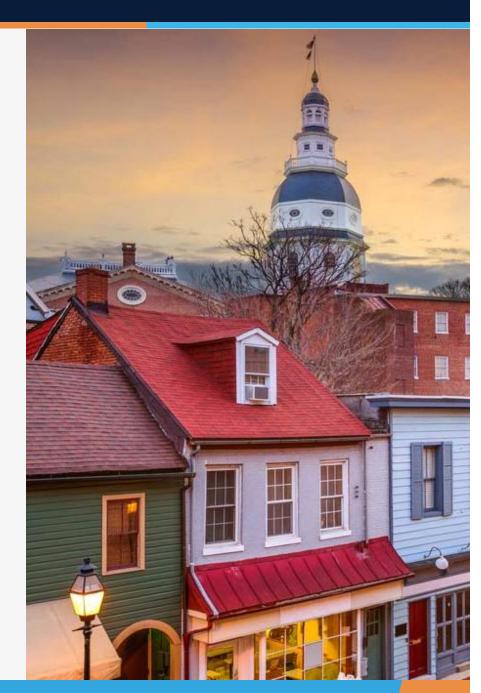   - **Maryland Health Occupations**

Subject to an audit

- 1 to 2 week notification from the lead auditor
  - Phone call
  - Email and/or Certified Mail
- **COMAR 10.09.36.03**
- **COMAR 10.09.80.04**
- **COMAR 10.63.01.05**
- **COMAR 10.63.02.03**
  - Allows for unannounced audits
- 24 hours prior to audit receive consumer sample
  - Minimum of 10 consumers

What does the audit consist of?

- Staffing Review

- Quality of Documentation

- Billing Review

STAFFING

Program Sponsor

Medical Director

Clinical Staff

- All meet the qualifications outlined under **COMAR 10.09.36.02**, **COMAR 10.09.80.02**, **Maryland Health Occupations**, and **42 CFR 8.2**
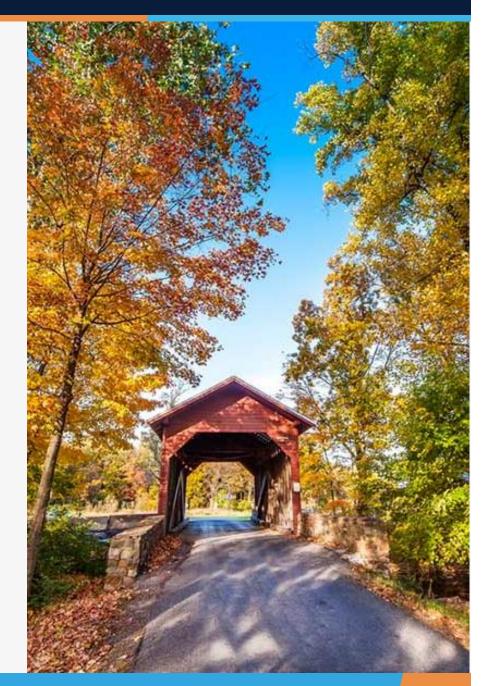
QUALITY OF DOCUMENTATION

- **Areas:**
  - **Consents**
  - **Medical Necessity Criteria**
  - **Assessment**
  - **Treatment Plan**
  - **Counseling Services**
  - **Toxicology**
  - **Guest Dosing (when utilized)**
  - **Discharge Planning**

Consents

- Signed and dated consent?
  - **42 CFR 8.12**

- MD Medicaid/BHA Authorization To Disclose Substance Use Treatment Information for Coordination of Care
  - **Beacon Health Options Provider Alert, March 27, 2015 and August 13, 2015**

Medical Necessity Criteria

- Documentation should support ASAM

  - Assessment

  - Treatment Plan

  - Progress/Contact Notes

- Documentation should match ProviderConnect

- **COMAR 10.09.80.04 B**

Assessment

- Completed prior to service rendered

- Include the required areas

  - Physical Health

  - Drug and alcohol use

  - Treatment History

  - Referrals physical & mental health

  - Recommendation for level SUD treatment

- Completed by an appropriate clinician – signed and dated

42 CFR 8.12

COMAR 10.09.80.05 A

beacon

Treatment Plan

- Addresses individual biopsychosocial needs

- Includes:
  - Short range goals with objectives
  - Strategy for implementation/frequency
  - Requirements for
    - Education/Vocational/Employment
    - Medical/Psychosocial/Economical/Legal
    - Any other services

- Signed and dated by
  - Clinician
  - Participant

Treatment Plan (con't)

- Updated as the participants needs change

  - **COMAR 10.09.80.01 B**

  - **COMAR 10.09.80.05 G**

  - **42 CFR 8.2**

  - **42 CFR 8.12**

Counseling Services

- Required to provide substance use disorder counseling

Level 1 Group Substance Use Disorder Counseling

Level 1 Individual Substance Use Disorder Counseling

PT 50 may provide Level 2.1 IOP

PT 50 may provide Level 2.5 PHP

42 CFR 8.12

COMAR 10.09.80.06

Toxicology

- Toxicology tests ordered

    - 8 random drug abuse tests per patient per year

    - Point of care presumptive drug testing

    - Definitive drug testing completed by a laboratory
        - **42 CFR 8.12**
        - **COMAR 10.09.80.05 G**

- Toxicology results

- If **POSITIVE** results:

    - Treatment team addressed with the participant

        - Appropriate action was taken

Guest Dosing

- Home OTP faxes signed guest dosing order to Guest OTP

  - Home OTP maintains copies in participant's record

- Guest OTP maintain a copy of order and the dosing history

  - Guest OTP notifies Home OTP if participant does not show up or cannot be dosed

- Participant returns to Home OTP

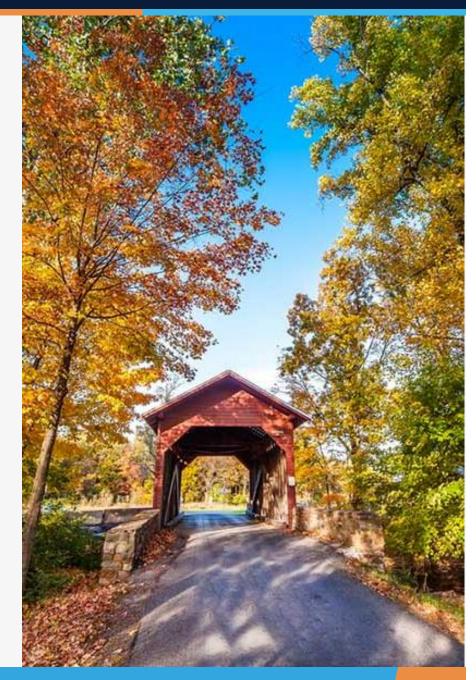 - Home OTP confirms last dose with Guest OTP

  - **COMAR 10.09.80.05**

Discharge Planning

- Completed discharge plan

- Contain

  1. Goals and Objectives

  2. Recommendations

  3. Referrals

- **COMAR 10.09.80.01 B**
- **COMAR 10.09.80.05 G**

Progress/Notes

- Each contact must have a progress/contact note

"If it isn't documented, it didn't happen"

- Required Elements
  - Date of service with **START** and **END** times
  - Services received
  - Reason for visit
  - Description of service
  - Signed by rendering practitioner
  - **COMAR 10.09.80.03 C**

Resources

- Code of Federal Regulations

  https://www.ecfr.gov/

- Code of Maryland Regulations

  http://www.dsd.state.md.us/COMAR/ComarHome.html

- Maryland Health Occupations

  http://www.lexisnexis.com/hottopics/mdcode/

Thank you