Rule Number 13 CSR 70-3.100

Use a “SEPARATE” rule transmittal sheet for EACH individual rulemaking.

Name of person to call with questions about this rule:
Content Sharie Hahn  Phone (573) 522-8368  FAX (573) 522-6092
Email address Sharie.L.Hahn@dss.mo.gov

Data Entry Aaron Mealy  Phone (573) 526-0414  FAX (573) 522-6092
Email address Aaron.Mealy@dss.mo.gov

Interagency mailing address DLS, Broadway Bldg, 221 W High Street, Room 230

TYPE OF RULEMAKING ACTION TO BE TAKEN
☐ Emergency Rulemaking  ☑ Rule  ☐ Amendment  ☐ Rescission  ☐ Termination
  Effective Date for the Emergency __________________________

☐ Proposed Rulemaking  ☑ Rule  ☐ Amendment  ☐ Rescission
☐ Rule Action Notice  ☐ In Addition  ☐ Rule Under Consideration
☐ Request for Non-Substantive Change
☐ Statement of Actual Cost
☐ Order of Rulemaking  ☐ Withdrawal  ☐ Adopt  ☐ Amendment  ☐ Rescission
  Effective Date for the Order __________________________
☐ Statutory 30 days OR Specific date __________________________

Does the Order of Rulemaking contain changes to the rule text? ☐ NO
☐ YES—LIST THE SECTIONS WITH CHANGES, including any deleted rule text:

________________________

Small Business Regulatory
Fairness Board (DED) Stamp

JCAR Stamp

JOINT COMMITTEE ON
JAN 22 2020
ADMINISTRATIVE RULES
January 21, 2020

Sharie Hahn
Special Counsel
Missouri Department of Social Services
Broadway State Office Building
Jefferson City, MO 65102

Dear Sharie:

This office has received your Proposed Rulemaking for the following regulation:

- 13 CSR 70-3.100 Filing of Claims, Mo HealthNet Program

Executive Order 17-03 requires this office's approval before state agencies release proposed regulations for notice and comment, amend existing regulations, rescind regulations, or adopt new regulations. After our review, we approve the submission of this rule to JCAR and the Secretary of State.

Sincerely,

Caroline M. Coulter
Legal Counsel
January 22, 2020

Dear Secretary of State Ashcroft:

CERTIFICATION OF ADMINISTRATIVE RULE

I do hereby certify that the attached is an accurate and complete copy of the proposed rulemaking lawfully submitted by the MO HealthNet Division, Department of Social Services.

The MO HealthNet Division, Department of Social Services further certifies that it has conducted an analysis of whether or not there has been a taking of real property pursuant to section § 536.017, RSMo 2000, that the proposed rulemaking does not constitute a taking of real property under relevant state and federal law.

The MO HealthNet Division, Department of Social Services has determined and hereby also certifies that if the proposed rulemaking does affect small business pursuant to sections 536.300 to 536.310, RSMo, a small business impact statement has been filed as required by those sections. If no small business impact statement has been filed the proposed rulemaking either does not affect small business or the small business requirements do not apply pursuant to section 536.300.4, RSMo.

Statutory Authority: sections 208.153, 208.201, and 660.017, RSMo.

If there are any questions regarding the content of this proposed rulemaking, please contact:

Sharie Hahn
221 West High Street, Room 230
Jefferson City, MO 65102
573-526-0414
Sharie.L.Hahn@dss.mo.gov

Sincerely,

[Signature]
Jennifer Tidball
Acting Director
Department of Social Services

Enclosures

AUXILIARY AIDS AND SERVICES ARE AVAILABLE UPON REQUEST TO INDIVIDUALS WITH DISABILITIES
TDD / TTY: 800-735-2966
RELAY MISSOURI: 711

Missouri Department of Social Services is an Equal Opportunity Employer Program.
January 22, 2020

Waylene W. Hiles, Director
Joint Committee on Administrative Rules
Capitol Building, Room B-8
Jefferson City, MO 65101

Dear Ms. Hiles:

RE: 13 CSR 70-3.100 Filing of Claims, MO HealthNet Program

Attached is an accurate and complete copy of the proposed order regarding the amendment of 13 CSR 70-3.100. This proposed order will be filed concurrently with the Secretary of State.

Statutory authority: sections 208.153, 208.201, and 660.017, RSMo.

Sincerely,

[Signature]

Jennifer Tidball
Acting Director
Department of Social Services

Attachments

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Missouri Department of Social Services is an Equal Opportunity Employer Program.
DECLARATION
OF PUBLIC COST

I, Jennifer Tidball, Acting Director of the Department of Social Services, do declare that it is my opinion that the cost of proposed rule 13 CSR 70-3.100, is less than five hundred dollars ($500) in the aggregate to this agency, any other agency of state government, or any political subdivision thereof.

Jennifer Tidball
Acting Director
Department of Social Services
13 CSR 70-3.100 Filing of Claims, MO HealthNet Program. MO HealthNet is amending Sections (1), (2), and (7).

PURPOSE: This amendment changes the claim form requirements for providers filing Pharmacy Claims, Professional Services Claims, and Dental Claims.

(1) Claim forms used for filing MO HealthNet services as appropriate to the provider of services are—
   (B) Pharmacy Claim—[MO-8803, Revision 11/00 or] Point-of-Service (POS), on-line claim format—NCPDP current version or electronic claim submission;
   (D) Professional Services Claim—[CMS-1500, Revision 12/90], CMS-1500 form (02-12) version or electronic claim submission;
   (E) Dental Claim—American Dental Association (ADA) [2002, 2004] 2019 revision, Dental Form or electronic claim submission; or
(2) Specific claims filing instructions are modified as necessary for efficient and effective administration of the program as required by federal or state law or regulation. For specific claim filing instructions information, reference the appropriate:
   (A) MO HealthNet provider manual, which is incorporated by reference and made a part of this rule as published by the Department of Social Services, MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109, at its website at http://manuals.momed.com/manuals/, [September 27, 2018] January 15, 2020. This rule does not incorporate any subsequent amendments or additions[:].
   [(B) Provider Bulletins, which are incorporated by reference and made a part of this rule as published by the Department of Social Services, MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109, at its website at https://dss.mo.gov/mhd/providers/pages/bulletins.htm, September 27, 2018. This rule does not incorporate any subsequent amendments or additions; or]
   [(C)B] Forms, which are incorporated by reference and made a part of this rule as published by the Department of Social Services, MO HealthNet Division, 615 Howerton Court, Jefferson City, MO 65109, at its website at http://manuals.momed.com/manuals/presentation/forms.jsp, [September 27, 2018] January 15, 2020. This rule does not incorporate any subsequent amendments or additions.
(7) Definitions.
   (D) Date of service—The date of service which is used as the beginning point for determining the timely filing limit applies to the various claim types as follows:
      1. Nursing home—The through date or ending date of service for each line item for each participant listed on the claim;
      2. Pharmacy—The date dispensed for each line item for each individual participant listed [on the paper claim form, or] on electronically submitted claims through point-of-service (POS) or the Internet;
      3. Outpatient hospital—The ending date of service for each individual line item on the claim;
4. Professional services (CMS-1500)—The ending date of service for each individual line item on the claim;
5. Dental—The date service was performed for each individual line item on the claim;
6. Inpatient hospital—The through date of service in the area indicating the claimed period of service; and
7. For service which involves the providing of dentures, hearing aids, eyeglasses, or items of durable medical equipment; for example, artificial larynx, braces, hospital beds, wheelchairs, the date of service will be the date of delivery or placement of the device or item.


PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars ($500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars ($500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Department of Social Services, MO HealthNet Division, P.O. Box 6500, Jefferson City, MO 65102. To be considered comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.