



State of New Mexico
Medical Assistance Program Manual
Supplement



DATE: JUNE 24, 2020

NUMBER: SPECIAL COVID-19 SUPPLEMENT #8 - ADMINISTRATIVE ORDERS FOR INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES

TO: INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES (ICF/IID)

FROM: NICOLE COMEAUX, J.D., M.P.H., MEDICAL ASSISTANCE DIVISION DIRECTOR

SUBJECT: COVID-19 ADMINISTRATIVE ORDERS – RESERVE BED DAYS AND LEVEL OF CARE

In response to the National Public Health Emergency associated with the COVID-19 pandemic, this Supplement is issued to inform ICF/IIDs of temporary modifications to Medicaid program standards for reserve bed days and Level of Care (LOC).

Reserve Bed Days

Per New Mexico Administrative Code (NMAC) 8.313.2.20 *ICF/IID Reserve Bed Days* and NMAC 8.313.3.15 *Cost Related Reimbursement of ICF/IID Facilities*, Medicaid covers 65 reserve bed days per calendar year for an ICF/IID resident for family visits, vacations, home visits, hospitalizations and adjustment to a new living environment.

The Human Services Department (HSD) issued an Administrative Order on May 21, 2020 to allow an additional 30 reserve bed days to support those residents who wish to remain at home for *self-isolation* or *self-quarantine* during the COVID-19 pandemic without penalty to the ICF/IID provider or resident being supported. This modification assures the continuation of essential services to Medicaid recipients without disruption or delay while following the Centers for Disease Control and Prevention direction to maximize social distancing for the duration of the national public health emergency.

The ICF/IID provider is required to obtain prior authorization for these additional reserve bed days. Please fax prior authorization requests to (505) 827-3138 and include the required information as detailed on the Administrative Order.

Level of Care

Per NMAC 8.350.3 *ICF/IID Abstract Submission for Level of Care Determinations*, the abstract describes the recipient's functional and level of care needs and includes the physician's history and physical examination.

HSD recognizes that recipients may have experienced difficulties accessing their primary care provider to complete a new level of care during this time. Therefore, HSD issued an Administrative Order on June 8, 2020 to allow a **continued stay** LOC to be submitted using the following guidance:

- 2019 completed Long-Term Care Abstract (MAD 378) will be accepted
- 2019 completed History and Physical (H&P) will be accepted

The process for LOC requests and required completed documents remains in place and includes the following to be submitted to the Medicaid Third-Party Assessor (TPA), Comagine Health:

- MAD 378
- H&P
- Psychological Evaluation
- Functional Assessment(s)

In the event an ICF/IID has an open/pending **continued stay** Request for Information (RFI) from the TPA for an expired, incomplete or missing MAD 378 or H&P, please submit the LOC documents as per the Administrative Order. The TPA will accept the 2019 MAD 378 and/or H&P up to ninety (90) calendar days following the lifting of the Public Health Emergency.

Should you have any questions regarding this Supplement, please contact Claudia Duran, ICF/IID Program Coordinator, at email: Claudia.Duran@state.nm.us or leave a message at (505) 827-3176.

Attachments: Administrative Order dated May 21, 2020
Administrative Order dated June 8, 2020