

101 CMR: EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

101 CMR 307.00: RATES FOR PSYCHIATRIC DAY TREATMENT CENTER SERVICES

Section

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307.01: General Provisions

(1) Scope and Purpose. 101 CMR 307.00 establishes payment rates for psychiatric day treatment center services rendered by eligible providers to publicly aided individuals. The rates set forth in 101 CMR 307.00 also apply to individuals covered by M.G.L. c. 152 (the Workers' Compensation Act).

(2) Applicable Dates of Service~~Effective Date~~. Rates contained in 101 CMR 307.00 apply for dates of service provided on or after July 1, 2021~~are effective for dates of service on or after January 25, 2019~~.

(3) Coverage. The payment rates in 101 CMR 307.00 constitute full compensation for psychiatric day treatment center services provided to publicly aided and workers' compensation individuals including, but not limited to, administrative or supervisory duties and costs in connection with service provision.

(4) Disclaimer of Authorization of Services. 101 CMR 307.00 is not authorization for or approval of the substantive services, or lengths of time, for which rates are paid pursuant to 101 CMR 307.00. Governmental units or workers' compensation insurers that purchase services from eligible providers are responsible for the definition, authorization, and approval of care and services extended to covered individuals and the length of time for which the approval is applicable.

(5) Administrative Bulletins. EOHHS may issue administrative bulletins to clarify its policy upon and understanding of substantive provisions of 101 CMR 307.00.

307.02: Definitions

As used in 101 CMR 307.00, terms have the meanings in 101 CMR 307.02.

Eligible Provider. A psychiatric day treatment center that meets the conditions of participation that have been or may be adopted by a governmental unit purchasing psychiatric day treatment center services.

EOHHS. The Executive Office of Health and Human Services established under M.G.L. c.6A.

Governmental Unit. The Commonwealth, any department, agency, board, commission, division, or political subdivision of the Commonwealth.

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Preadmission Evaluation Visit. A comprehensive evaluation of at least one hour by a professional to determine the need for psychiatric day treatment program services and to design a treatment plan.

Psychiatric Day Treatment Center. A clinic that provides a psychiatric day treatment program and is freestanding; that is, not financially or physically an integral part of a hospital.

Psychiatric Day Treatment Program. A planned combination of diagnostic, treatment, and rehabilitative services provided to mentally or emotionally disturbed persons who need more active or inclusive treatment than is typically available through a weekly visit to a mental health center or hospital outpatient department, but who do not need full-time hospitalization or institutionalization. Such a program utilizes multiple, intensive, and focused activities in a supportive environment to enable such persons to acquire more realistic and appropriate behavior patterns, attitudes, and skills for eventual independent functioning in the community.

Publicly Aided Individual. A person who receives health care and services for which a governmental unit is in whole or in part liable under a statutory program.

Visit. A face-to-face encounter between a client and one or more staff members of a psychiatric day treatment center.

307.03: Rates of Payment

The rates of payment for psychiatric day treatment center services are listed in 101 CMR 307.03.

Code	Rate	Service
H2012	\$13.57 42.83	Behavioral health day treatment, per hour
H2012-U1	\$46.15 43.64	Behavioral health day treatment, per hour (Preadmission evaluation visit)
90887	<u>See 101 CMR 306.00: Rates of Payment for Mental Health Services Provided in Community Health and Mental Health Centers for the rate.</u> \$43.64	Interpretation or explanation of psychiatric, other medical examinations and procedures, or other accumulated data to family or other responsible persons, or advising them how to assist patient, <u>per 30 minutes</u>

307.04: Filing and Reporting Requirements

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(1) Required Reports. Reporting requirements are governed by 957 CMR 6.00: *Cost Reporting Requirements*.

(2) Penalty for Noncompliance. A purchasing governmental unit may impose a penalty in the amount of up to 15% of its payments to any provider that fails to submit required information.~~The purchasing governmental unit may reduce the payment rates of any provider that fails to timely file required information to EOHHS by 5% during the first month of noncompliance, and by an additional 5% during each month of noncompliance thereafter (i.e., 5% reduction during the first month of noncompliance, 10% reduction during the second month of noncompliance, and so on).~~ The purchasing governmental unit will notify the provider ~~prior to~~ in advance of its intention to impose ~~imposing~~ a penalty for noncompliance under 101 CMR 307.04(2).

307.05: Severability

The provisions of 101 CMR 307.00 are severable, and if any provision of 101 CMR 307.00 or application of such provision to any psychiatric day treatment center or any circumstances is held to be invalid or unconstitutional, such invalidity will not be construed to affect the validity or constitutionality of any remaining provisions of 101 CMR 307.00 or application of such provisions to psychiatric day treatment centers or circumstances other than those held invalid.

REGULATORY AUTHORITY

101 CMR 307.00: M.G.L. c. 118E.