101 CMR: EXECUTIVE OFFICE OF HEALTH AND HUMAN SERVICES

101 CMR 321.00: RATES FOR ~~HOMELESS~~ MEDICAL RESPITE SERVICES

Section

321.01: General Provisions
321.02: Definitions
321.03: Rate Provisions
321.04: Filing and Reporting Requirements
321.05: Severability

321.01: General Provision

(1) Scope and Purpose. 101 CMR 321.00 governs the rates for all governmental units and worker's compensation insurers for ~~homeless~~ medical respite services provided by eligible providers.

(2) Applicable Dates of Service. Rates contained in 101 CMR 321.00 apply for dates of service provided on or after ~~January 3, 2025~~ May 1, 2027, unless otherwise indicated.

(3) Disclaimer of Authorization of Services. 101 CMR 321.00 is neither authorization for nor approval of the services for which rates are determined pursuant to 101 CMR 321.00. Governmental units that purchase the services described in 101 CMR 321.00 are responsible for the definition, authorization, and approval of services extended to clients.

(4) Administrative Bulletins. EOHHS may issue administrative bulletins to clarify its policy on and understanding of substantive provisions of 101 CMR 321.00.

321.02: Definitions

As used in 101 CMR 321.00, unless the context requires otherwise, terms have the meanings in 101 CMR 321.02.

Eligible Provider. A medical respite setting that meets the conditions of participation that have been adopted by a governmental unit purchasing medical respite services established under 130 CMR 458.000: ~~*Homeless*~~ *Medical Respite Services*.

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

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

~~Homeless~~ Medical Respite ~~or Medical Respite~~. As defined in 130 CMR 458.402: ~~Homeless~~ Medical Respite ~~or Medical Respite~~.

Medical Leave of Absence (MLOA). As defined in 130 CMR 458.402: Medical Leave of Absence (MLOA).

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Nonmedical Leave of Absence (NMLOA). As defined in 130 CMR 458.402: Nonmedical Leave of Absence (NMLOA).

Per Diem. A unit of payment that refers to a billable day in which the member is enrolled in the program.

Post-hospital~~ization~~ Medical Respite. As defined in 130 CMR 458.402*:* Post-hospital~~ization~~ Medical Respite.

Pre-procedure Medical Respite. As defined in 130 CMR 458.402: Pre-procedure Medical Respite.

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.

321.03: Rate Provisions

(1) Rates as Payment in Full. The rates under 101 CMR 321.00 constitute payment in full for ~~homeless~~ medical respite services provided by eligible providers to publicly aided and industrial accident patients, including full compensation for necessary administration and professional supervision associated with patient care.

(2) Rates of Payment. Payment rates for medical respite program services are set forth in 101 CMR 321.03(2).

Code	Rate	Service Description
H0043-UA	$255.44	Supported housing, *per diem* (comprehensive pre-procedure medical respite services, short-term pre procedure housing)
H0043-UB	$255.44	Supported housing, *per diem* (comprehensive post-hospitalization medical respite services, short-term post hospitalization housing)
H0043-UC	$255.44	Supported housing, *per diem* (comprehensive post-hospitalization medical respite services medical leave of absence)
H0043-UD	$255.44	Supported housing, *per diem* (comprehensive post hospitalization medical respite services non-medical leave of absence – planned)
H0043-U1	$255.44	Supported housing, *per diem* (comprehensive post hospitalization medical respite services non-medical leave of absence – unplanned)

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321.04: Filing and Reporting Requirements

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

(2) Penalty for Noncompliance. The 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 will notify the provider in advance of its intention to impose a penalty under 101 CMR 321.04(2).

321.05: Severability

The provisions of 101 CMR 321.00 are severable. If any provision of 101 CMR 321.00 or application of any provision to an applicable individual, entity, or circumstance is held invalid or unconstitutional, that holding will not be construed to affect the validity or constitutionality of any remaining provisions of 101 CMR 321.00 or application of those provisions to applicable individuals, entities, or circumstances.

REGULATORY AUTHORITY

101 CMR 321.00: M.G.L. c. 118E.