

Provider Notice

To: Outpatient Substance Use Disorder Providers
From: PerformCare
Date: October 21, 2020
Subject: SA 20 102 Change in Statutory Treatment Limits

PerformCare is issuing this policy clarification to notify Substance Use Disorder Outpatient providers that previous treatment limits described in PA Code Title 55, Chapter 1223.53 do not apply to the HealthChoices Program.

The Department of Human Services and OMHSAS conducted a review of services and treatment limits and subsequently issued requirements under the HealthChoices Program Standards and Requirements in Appendix BB(2), which outlines and index of regulations which the Department determined contain quantitative treatment limitations which **must not** be applied as limitations on coverage, consistent with the requirements of the *Paul Wellstone and Pete Domenici Mental Health Parity and Addiction Equity Act (MHPAEA)* of 2008 (P.L. 110-343, 122 Stat. 388) and the final rule *Medicaid and Children's Health Insurance Programs; Mental Health Parity and Addiction Equity Act of 2008; the Application of Mental Health Parity Requirements to Coverage Offered by Medicaid Managed Care Organizations, the Children's Health Insurance Program (CHIP), and Alternative Benefit Plans*, issued by CMS on March 30, 2016. See also Medical Assistance Bulletin 99-15-05, *Implementation of HealthChoices Medicaid Expansion*, issued April 28, 2015.

Services that would have been subject to these limits must be approved if medically necessary and include Chapter 1223.53 Outpatient Drug and Alcohol Clinic Services *Limitations to Payments*.

Please direct questions to your Account Executive.

cc: Lisa Hanzel, PerformCare
Scott Suhring, Capital Area Behavioral Health Collaborative
Missy Reisinger, Tuscarora Managed Care Alliance
PerformCare Account Executives