



ADMINISTRATIVE RULES OF MONTANA



37.86.3002 OUTPATIENT HOSPITAL SERVICES, SCOPE AND REQUIREMENTS

- (1) The requirements of ARM 37.86.2801, 37.86.2803, 37.86.3001, 37.86.3005 and this rule are in addition to those contained in rule provisions generally applicable to Medicaid providers.
- (2) Outpatient hospital services are services that would also be covered by Medicaid if provided in a nonhospital setting and are limited to the following diagnostic and therapeutic services furnished by hospitals to outpatients:
 - (a) diagnostic services, including:
 - (i) the services of nurses, psychologists and technicians;
 - (ii) drugs and biologicals;
 - (iii) laboratory and imaging services;
 - (iv) psychological tests;
 - (v) supplies and equipment; and
 - (vi) other tests to determine the nature and severity of a medical condition;
 - (b) therapeutic services and supplies, including:
 - (i) emergency room services;
 - (ii) clinic services; and
 - (iii) the use of hospital facilities incident to provision of physician services to the patient where the services and supplies are furnished in the hospital on a physician's order by hospital personnel under the supervision of hospital medical staff;
 - (c) chemical dependency treatment services;
 - (d) services provided outside the hospital, as follows:
 - (i) diagnostic services provided by hospital personnel outside the hospital premises with or without direct personal supervision of a physician;
 - (ii) therapeutic services that are incidental to physician services and provided under the direct personal supervision of a physician. Outpatient physical therapy, occupational therapy, and speech therapy are not subject to the direct physician supervision requirement. Therapy services are limited as in ARM 37.86.606;
 - (e) diabetes education services provided by a hospital whose diabetes education programs are in compliance with ARM 37.86.5401 through 37.86.5404; and

- (f) lactation services performed by nonphysician providers, i.e., certified lactation providers. These services will only be allowed to be billed by the facility effective January 1, 2016.

Authorizing statute(s): 53-2-201, 53-6-113, MCA

Implementing statute(s): 53-2-201, 53-6-101, 53-6-111, 53-6-113, MCA

History: NEW, 1983 MAR p. 756, Eff. 7/1/83; AMD, 1993 MAR p. 2819, Eff. 11/1/93; AMD, 1994 MAR p. 1732, Eff. 7/1/94; AMD, 1995 MAR p. 1162, Eff. 7/1/95; AMD, 1996 MAR p. 1682, Eff. 6/21/96; AMD, 1997 MAR p. 548, Eff. 3/25/97; AMD, 1997 MAR p. 1209, Eff. 7/8/97; AMD, 1997 MAR p. 1269, Eff. 7/22/97; AMD, 1999 MAR p. 1301, Eff. 7/1/99; TRANS, from SRS, 2000 MAR p. 481; AMD, 2001 MAR p. 1119, Eff. 6/22/01; AMD, 2003 MAR p. 1652, Eff. 8/1/03; AMD, 2004 MAR p. 482, Eff. 2/27/04; AMD, 2006 MAR p. 1640, Eff. 6/23/06; AMD, 2012 MAR p. 1382, Eff. 7/13/12; AMD, 2015 MAR p. 2289, Eff. 12/25/15.