

STATE: MINNESOTA
Effective: January 1, 2025
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Supersedes: 97-07, 95-28

ATTACHMENT 3.1-A
Page 12

2.c. Federally qualified health center (FQHC) services and other ambulatory services that are covered under the plan and furnished by a FQHC.

- All covered services are subject to the same limitations to amount, duration, and scope applicable to other providers of the same service.
- Providers who administer pediatric vaccines as noted in item 5.a, Physicians' services within the scope of their licensure must enroll in the Minnesota Vaccines for Children Program.

Under section 1905(1)(2)(B) of the Social Security Act, facilities owned and operated by a tribe or tribal organization are FQHCs. Tribal facilities electing this option and enrolling with the state as a tribal FQHC are not subject to the requirements of section 330 of the Public Health Services Act or rules established by the Health Resources and Services Administration that apply to other FQHCs.

9. Clinic Services

- With the exception of services of the Indian Health Service or tribal clinic operating under a 638 agreement, a A clinic that provides physician services must have at least two physicians on staff. ~~The clinic service must be provided by or under the supervision of a physician who is a provider, except in the case of nurse-midwife services.~~
- Clinic services must be provided by or under the direction of a physician who is a provider, except in the case of nurse-midwife services.
- With the exception of services of the Indian Health Service or tribal clinic operating under a 638 agreement, a A clinic that provides dental services as defined in item 10 must have at least two dentists on staff. The dental services must be provided by or under the supervision of a dentist who is a provider.
- Clinic services must be provided by a facility that is not part of a hospital or dental care but is organized and operated to provide medical care to outpatients. This includes an end-stage renal disease clinic certified by Medicare as a renal dialysis facility or unit thereof.
- Coverage of physical therapy, occupational therapy, audiology, and speech language pathology is limited to services within the limitations provided under items 11.a. to 11.c., Physical therapy and related services.
- Providers who administer pediatric vaccines as noted in item 5.a., Physicians' services within the scope of their licensure must enroll in the Minnesota Vaccines for Children Program.

Ambulatory surgical center means a facility licensed as an outpatient surgical center under Minnesota Rules, parts 4675.0100 to 4675.2800 and certified under 42 CFR 416, to provide surgical procedures which do not require overnight inpatient hospital care.

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9. Clinic services, continued

Ambulatory surgical center services covered under this item are facility services furnished in connection with a covered surgical procedure.

The following items and services are included in the ambulatory surgical center facility services payment:

1. Nursing services and other related services of employees who are involved in the recipient's health care.
2. Use by the recipient of the facilities of the ambulatory surgical center, including operating and recovery rooms, patient preparation areas, waiting rooms, and other areas used by the patient or offered for use by those persons accompanying the recipient in connection with surgical procedures.
3. Drugs, medical supplies, and equipment commonly furnished by the ambulatory surgical center in connection with surgical procedures. Drugs are limited to those which cannot be self-administered.
4. Diagnostic or therapeutic items and services that are directly related to the provision of a surgical procedure.
5. Administrative, record keeping, and housekeeping items and services necessary to run the ambulatory surgical center.
6. Blood, blood plasma, and platelets.
7. Anesthetics and any materials, whether disposable or reusable, necessary for the administration of the anesthetics.

Outpatient clinic services provided by the Indian Health Service or by clinics owned or operated by a tribe or tribal organization under a 638 agreement include ambulatory services covered under the approved state plan. Services may be provided outside the facility. Services under the clinic benefit are limited to those receiving the all-inclusive rate under Supplement 2 of Attachment 4.19-B.

STATE: MINNESOTA
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ATTACHMENT 3.1-B
Page 13

2.c. Federally qualified health center (FQHC) services and other ambulatory services that are covered under the plan and furnished by a FQHC.

- All covered services are subject to the same limitations to amount, duration, and scope applicable to other providers of the same service.
- Providers who administer pediatric vaccines as noted in item 5.a, Physicians' services within the scope of their licensure must enroll in the Minnesota Vaccines for Children Program.

Under section 1905(1)(2)(B) of the Social Security Act, facilities owned and operated by a tribe or tribal organization are FQHCs. Tribal facilities electing this option and enrolling with the state as a tribal FQHC are not subject to the requirements of section 330 of the Public Health Services Act or rules established by the Health Resources and Services Administration that apply to other FQHCs.

9. Clinic Services

- With the exception of services of the Indian Health Service or tribal clinic operating under a 638 agreement, a A clinic that provides physician services must have at least two physicians on staff. ~~The clinic service must be provided by or under the supervision of a physician who is a provider, except in the case of nurse-midwife services.~~
- Clinic services must be provided by or under the direction of a physician who is a provider, except in the case of nurse-midwife services.
- With the exception of services of the Indian Health Service or tribal clinic operating under a 638 agreement, a A clinic that provides dental services as defined in item 10 must have at least two dentists on staff. The dental services must be provided by or under the supervision of a dentist who is a provider.
- Clinic services must be provided by a facility that is not part of a hospital or dental care but is organized and operated to provide medical care to outpatients. This includes an end-stage renal disease clinic certified by Medicare as a renal dialysis facility or unit thereof.
- Coverage of physical therapy, occupational therapy, audiology, and speech language pathology is limited to services within the limitations provided under items 11.a. to 11.c., Physical therapy and related services.
- Providers who administer pediatric vaccines as noted in item 5.a., Physicians' services within the scope of their licensure must enroll in the Minnesota Vaccines for Children Program.

Ambulatory surgical center means a facility licensed as an outpatient surgical center under Minnesota Rules, parts 4675.0100 to 4675.2800 and certified under 42 CFR 416, to provide surgical procedures which do not require overnight inpatient hospital care.

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Attachment 3.1-B
Page 38a

9. Clinic services, continued

Ambulatory surgical center services covered under this item are facility services furnished in connection with a covered surgical procedure.

The following items and services are included in the ambulatory surgical center facility services payment:

1. Nursing services and other related services of employees who are involved in the recipient's health care.
2. Use by the recipient of the facilities of the ambulatory surgical center, including operating and recovery rooms, patient preparation areas, waiting rooms, and other areas used by the patient or offered for use by those persons accompanying the recipient in connection with surgical procedures.
3. Drugs, medical supplies, and equipment commonly furnished by the ambulatory surgical center in connection with surgical procedures. Drugs are limited to those which cannot be self-administered.
4. Diagnostic or therapeutic items and services that are directly related to the provision of a surgical procedure.
5. Administrative, record keeping, and housekeeping items and services necessary to run the ambulatory surgical center.
6. Blood, blood plasma, and platelets.
7. Anesthetics and any materials, whether disposable or reusable, necessary for the administration of the anesthetics.

Outpatient clinic services provided by the Indian Health Service or by clinics owned or operated by a tribe or tribal organization under a 638 agreement include ambulatory services covered under the approved state plan. Services may be provided outside the facility. Services under the clinic benefit are limited to those receiving the all-inclusive rate under Supplement 2 of Attachment 4.19-B.

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Supplement 2 to ATTACHMENT 4.19-B
Page 1

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A. IHS/638 and Tribal FQHC Facilities

Except for child welfare-targeted case management services and relocation service coordination services, services provided by facilities of the Indian Health Service (which include, at the option of a tribe, facilities owned or operated by a tribe or tribal organization, and funded by Title I of the Indian Self-Determination and Education Assistance Act, P.L. 93-638, as amended, or Title V of the Indian Self-Determination and Education Assistance Act., P.L. 106-260, operating as 638 facilities) are paid at the outpatient all-inclusive rates (AIR) negotiated between the Indian Health Service and the Centers for Medicare & Medicaid Services (CMS) and published by the Indian Health Service in the Federal Register. Child-welfare targeted case management services are paid in accordance with the methodology in item 19.b., child welfare-targeted case management services. Relocation service coordination services are paid in accordance with the methodology in item 19.c, relocation service coordination services.

An encounter for a 638 or IHS facility means a face-to-face encounter/visit between a recipient eligible for Medical Assistance and any health professional at or through a IHS, or 638 service location for the provision of Title XIX covered services in or through an IHS or 638 facility within a 24-hour period ending at midnight. Encounters/visits with more than one health professional and multiple encounters/visits with the same professional, within the same service category, that take place in the same 24-hour period, constitute a single encounter/visit, except when the recipient after the first encounter/visit suffers an illness or injury requiring additional diagnosis or treatment. Service categories for IHS/638 facilities are: ambulance, chemical dependency, dental, home health, medical, mental health, and pharmacy.

Telehealth visits provided through real-time interactive audio and video communication may be used to satisfy the face-to-face requirement.

Enrolled tribal Federally Qualified Health Centers (FQHCs) are reimbursed an alternate payment methodology (APM) that is equal to the outpatient all-inclusive rate negotiated between the Indian Health Service and CMS. Participating tribal FQHCs receive the APM for the same categories of service that receive the AIR. Payment shall be made in accordance with the AIR rate methodology detailed in this supplement.

B. Critical Access Hospitals

Outpatient services provided by facilities defined in state law as critical access hospitals (and certified as such by the Centers for Medicare & Medicaid Services) are paid on a cost-based payment system based on the cost-finding methods and allowable costs of Medicare.

C. Third Party Liability

In accordance with Minnesota Statutes, §2568.37, subdivision 5a: No Medical Assistance payment will be made when covered charges are paid in full by a third party payer or the provider has an agreement with a third party payer to accept payment for less than charges as payment in full.