

## **Table of Contents**

**State/Territory Name: WI**

**State Plan Amendment (SPA) #: 15-0013**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

Department of Health & Human Services  
Centers for Medicare & Medicaid Services  
233 North Michigan Avenue, Suite 600  
Chicago, Illinois 60601-5519



May 11, 2016

Kevin E. Moore  
Medicaid Director  
Division of Health Care Access and Accountability  
Wisconsin Department of Health Services  
1 West Wilson Street  
P.O. Box 309  
Madison, WI 53701-0309

ATTN: Al Matano, SPA Coordinator

Dear Mr. Moore:

Enclosed for your records is an approved copy of the following State Plan Amendment (SPA).

Transmittal #15-0013

- Behavioral Treatment Services
- Effective Date: January 1, 2016

If you have any questions, please have a member of your staff contact Mai Le-Yuen (312) 353-2853 or by email at [mai.le-yuen@cms.hhs.gov](mailto:mai.le-yuen@cms.hhs.gov).

Sincerely,

/s/  
Ruth A. Hughes  
Associate Regional Administrator  
Division of Medicaid and Children's Health Operations

Enclosure



**TRANSMITTAL AND NOTICE OF APPROVAL OF  
STATE PLAN MATERIAL**

1. TRANSMITTAL NUMBER:  
15-013

2. STATE  
Wisconsin

FOR: HEALTH CARE FINANCING ADMINISTRATION

3. PROGRAM IDENTIFICATION; TITLE XIX OF THE  
SOCIAL SECURITY ACT (MEDICAID)

TO: REGIONAL ADMINISTRATOR  
HEALTH CARE FINANCING ADMINISTRATION  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE  
01/01/2016

5. TYPE OF PLAN MATERIAL (Check One):

☐ NEW STATE PLAN

☐ AMENDMENT TO BE CONSIDERED AS NEW PLAN

☒ AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)

6. FEDERAL STATUTE/REGULATION CITATION:

42 CFR s. 440.60, 42 CFR 440.40 (b), and 42 CFR Part 441  
Subpart B

7. FEDERAL BUDGET IMPACT:

a. FFY 2016 ..... \$4,076K  
...b. FFY 2017 ..... \$8,152K

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Attachment 3.1-A Supplement 1 pages 4.cc. to 4.aa. and 17.a. ....  
Attachment 3.1-B Supplement 1 pages 3.cc. to 3.aa. and 16.a. ....  
Attachment 4.19-B pages 16.h-8. and 11.a. ....

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION  
OR ATTACHMENT (If Applicable):

New  
New  
New

10. SUBJECT OF AMENDMENT:

Behavioral Treatment Services

11. GOVERNOR'S REVIEW (Check One):

☒ GOVERNOR'S OFFICE REPORTED NO COMMENT

☐ COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

☐ NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

☐ OTHER, AS SPECIFIED:

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME:

Kevin E. Moore

14. TITLE:

State Medicaid Director

15. DATE SUBMITTED:

September 28 2015

16. RETURN TO:

Kevin E. Moore  
State Medicaid Director  
Division of Health Care Access and Accountability  
1 W. Wilson St.  
P.O. Box 309  
Madison, WI 53701-0309

**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED

September 28, 2015

18. DATE APPROVED

May 11, 2016

19. EFFECTIVE DATE OF APPROVED MATERIAL

January 1, 2016

20. SIGNATURE OF REGIONAL OFFICIAL

/s/

21. TYPED NAME

Ruth A. Hughes

22. TITLE

Associate Regional Administrator

23. REMARKS



State: Wisconsin

6.d. Other Practitioners, continued

**A. Behavioral Treatment Services provided by licensed practitioners**

Licensed practitioners furnish treatment services for autism spectrum disorder (ASD) and other related conditions that cause persistent, clinically significant impairment in social communication, behavioral interaction, and/or other areas of functional development that manifest as atypical behavior patterns that interfere with the member's safety and effective functioning in the home and community. Treatment is directly furnished by a licensed practitioner within his or her scope of practice under state law or by a non-licensed practitioner under the supervision of a licensed practitioner within his or her scope of practice as allowed under state law. Services are authorized in the home, community, or provider's office.

**B. Components of Behavioral Treatment provided by licensed practitioners**

**1. Assessment**

Assessment services are covered for the purposes of treatment planning for an individual diagnosed with a condition for which behavioral treatment services have been proven effective. Both initial and follow-up assessments are covered.

Initial assessments must be performed by a licensed professional within his or her scope of practice. Allowable providers are the behavioral treatment licensed supervisor and the focused treatment licensed supervisor, both of which are described in "Section D – Provider Qualifications."

Follow-up assessments may be performed by a licensed professional or by a treatment therapist under the direction of a licensed professional. Allowable providers are the behavioral treatment licensed supervisor, the focused treatment licensed supervisor, the behavioral treatment therapist, and the focused treatment therapist, all of which are described in "Section D – Provider Qualifications."



State: Wisconsin

6.d. Other Practitioners, continued

**B. Components of Behavioral Treatment provided by licensed practitioners, continued**

**2. Comprehensive Treatment (EPSDT only)**

Comprehensive treatment targets acquisition of a broad base of skills with an emphasis on the primary deficits of autism spectrum disorders or other related conditions (communicative, social, emotional, and adaptive functioning). It entails a high degree of intensity using a 1:1 patient-to-provider ratio. In addition, caregiver training is an essential feature of this approach. ForwardHealth reimburses for the following services:

- a. Comprehensive adaptive behavior treatment by protocol
- b. Comprehensive adaptive behavior treatment with protocol modification
- c. Comprehensive treatment family adaptive behavior treatment guidance

Comprehensive treatment may be performed by licensed professionals or by treatment therapists or treatment technicians under the direction of a licensed professional. Allowable providers are the behavioral treatment licensed supervisor, the behavioral treatment therapist, and the behavior treatment technician. Allowable providers are described in greater detail in "Section D – Provider Qualifications."

**3. Focused Treatment**

The goals of focused treatment are the reduction of specific challenging behaviors, with development of replacement behaviors, as well as discrete skill acquisition. Focused interventions are delivered face-to-face using a 1:1 patient-to-provider ratio. ForwardHealth reimburses for the following services:

- a. Focused adaptive behavior treatment by protocol
- b. Focused adaptive behavior treatment with protocol modification
- c. Focused treatment family adaptive behavior treatment guidance

Focused treatment may be performed by licensed professionals or by treatment therapists under the direction of a licensed professional. Allowable providers are the focused treatment licensed supervisor, the behavioral treatment licensed supervisor, the behavioral treatment therapist, and the focused treatment therapist. Allowable providers are described in greater detail in "Section D – Provider Qualifications."

State: Wisconsin

6.d. Other Practitioners, continued

**C. Additional Benefit Information**

1. Prior Authorization

All behavioral treatment comprehensive treatment or focused treatment services provided directly by or under the supervision of a licensed practitioner must be authorized by the Department in advance of their provision to the member.

Behavioral identification assessment and follow-up assessment services require prior authorization by the Department only in certain circumstances, as outlined in the ForwardHealth provider policy manual.

2. Limits

Focused or comprehensive treatment services must be medically necessary for the member as determined by ForwardHealth through the prior authorization process.

**D. Provider Qualifications and Training**

Wisconsin requires all providers who provide behavioral treatment services to Medicaid members to enroll as a behavioral treatment provider. Only licensed practitioners may enroll as a billing provider for behavioral treatment services. Providers should enroll in the specialty listed below that best matches his or her level of training and experience.

Wisconsin's Scope of Practice Act for licensed practitioners allows licensed practitioners to supervise unlicensed practitioners who furnish behavioral treatment services. In addition, Wisconsin's Scope of Practice Act requires licensed practitioners to assume professional responsibility for both the patient and the behavioral treatment service(s) furnished by unlicensed practitioners under his or her supervision. Licensed providers are able to furnish services being provided.

1. Behavioral Treatment Licensed Supervisor – billing and rendering provider.
2. Behavioral Treatment Therapist – rendering provider only.
3. Behavioral Treatment Technician – rendering provider only.
4. Focused Treatment Licensed Supervisor – billing and rendering provider.
5. Focused Treatment Therapist – rendering provider only.



State: Wisconsin

HealthCheck (EPSDT) Other Services, continued

4. Comprehensive Treatment

See "Comprehensive Treatment" under Behavioral Treatment Services in Section 6.d.,  
Other Practitioners.

State: Wisconsin

6.d. Other Practitioners, continued

**A. Behavioral Treatment Services provided by licensed practitioners**

Licensed practitioners furnish treatment services for autism spectrum disorder (ASD) and other related conditions that cause persistent, clinically significant impairment in social communication, behavioral interaction, and/or other areas of functional development that manifest as atypical behavior patterns that interfere with the member's safety and effective functioning in the home and community. Treatment is directly furnished by a licensed practitioner within his or her scope of practice under state law or by a non-licensed practitioner under the supervision of a licensed practitioner within his or her scope of practice as allowed under state law. Services are authorized in the home, community, or provider's office.

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State: Wisconsin

6.d. Other Practitioners, continued

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State: Wisconsin

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State: Wisconsin

HealthCheck (EPSDT) Other Services, continued

4. Comprehensive Treatment

See "Comprehensive Treatment" under Behavioral Treatment Services in Section 6.d.,  
Other Practitioners.

State: Wisconsin

Other Practitioners' Services

"Other Practitioners' Services" refers to other practitioners of behavioral treatment services defined in section 6.d. of Attachment 3.1-A Supplement 1 and Attachment 3.1-B Supplement 1.

The Department establishes maximum allowable fees for all other practitioners for behavioral treatment services. Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of behavioral treatment services.

The agency's fee schedule rates were set as of January 1, 2016 and are effective for services provided on or after that date. All rates are published on the Wisconsin ForwardHealth website: <https://www.forwardhealth.wi.gov/>

For each covered service, the Department shall pay the lesser of the provider's usual and customary charge or the maximum fee established by the Department.

Provider travel time is not separately reimbursed.



State: Wisconsin

17. Reimbursement for HealthCheck (EPSDT) Other Services, continued

HealthCheck (EPSDT) Other Services – Comprehensive Treatment

“Health Check (EPSDT) Other Services – Comprehensive Treatment” refers to HealthCheck Other Services services defined in section 4. of Attachment 3.1-A Supplement 1 and Attachment 3.1-B Supplement 1.

The Department establishes maximum allowable fees for all other practitioners for behavioral treatment services. Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of behavioral treatment services.

The agency’s fee schedule rates were set as of January 1, 2016 and are effective for services provided on or after that date. All rates are published on the Wisconsin ForwardHealth website: <https://www.forwardhealth.wi.gov/>

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