

IC 12-15-36

Chapter 36. Payments for Special Services

IC 12-15-36-1

Application of chapter

Sec. 1. This chapter applies to a health facility licensed under IC 16-28 that has been approved by the office to have more than eight (8) beds but less than forty (40) beds approved for special skilled services.

As added by P.L.76-1992, SEC.3. Amended by P.L.2-1993, SEC.103.

IC 12-15-36-2

"Chronically medically dependent" defined

Sec. 2. As used in this chapter, "chronically medically dependent" means a medical condition of a person who is infected by the human immunodeficiency virus (HIV) and has been certified by a physician as, because of the HIV infection, requiring a skilled or intermediate level of care.

As added by P.L.76-1992, SEC.3.

IC 12-15-36-3

"Special skilled services" defined

Sec. 3. As used in this chapter, "special skilled services" refers to medical and health services that are provided to a patient who is:

- (1) chronically medically dependent; and
- (2) in need of a level of care that is less intensive than the care provided in a hospital licensed under IC 16-21.

As added by P.L.76-1992, SEC.3. Amended by P.L.2-1993, SEC.104.

IC 12-15-36-4

Payment rate; establishment under federal law

Sec. 4. The office shall, under 42 U.S.C. 1396 et seq., establish a payment rate to a health facility for special skilled services.

As added by P.L.76-1992, SEC.3.

IC 12-15-36-5

Payment standards; costs included

Sec. 5. Payment for special skilled services provided in a health facility must meet the following conditions:

- (1) Be determined in accordance with a prospective payment rate that is reasonable and adequate to meet the costs that must be incurred by efficiently and economically operated facilities to provide care and services in conformity with applicable state and federal laws, rules, regulations, and quality and safety standards.
- (2) Include the increased costs for respiratory therapy, intensive case management, social services, physician and nursing care, linens, and dietary supplements.

As added by P.L.76-1992, SEC.3.

IC 12-15-36-6

Implementation of chapter

Sec. 6. The office shall adopt rules under IC 4-22-2 to implement this chapter.

As added by P.L.76-1992, SEC.3.

IC 12-15-36-7

Approval of more than 100 beds; necessity of agreement

Sec. 7. The office of Medicaid policy and planning may not approve more than one hundred (100) beds for special skilled services under this chapter without the agreement of the commissioner of the state department of health and the administrator of the office of Medicaid policy and planning.

As added by P.L.76-1992, SEC.3.