




Policy and Procedures

<u>DEPARTMENT NAME</u> Utilization Management		
<u>SUBJECT</u> Court ordered Medicaid Services	<u>POLICY NUMBER:</u> UM-018	
<u>APPROVAL:</u> 	<u>EFFECTIVE DATE:</u> 2-4-2016	<u>REPLACES :</u> New policy

- I. **PURPOSE:** To establish guidelines for handling services which are ordered by court for children in the child welfare system and covered by the Child Welfare Specialty Plan.

- II. **REVIEW HISTORY:** New policy.

- III. **CONTACT:** Utilization Management Director

- IV. **PERSONS AFFECTED:** Children in the child welfare system who are assigned to the Sunshine State Specialty Plan.

- V. **POLICY:** The Children’s Network of Southwest Florida will take all actions necessary in regard to court orders that affect Medicaid services provided by Sunshine State Specialty Plan and will assure that Sunshine State Specialty Plan is kept informed.

- VI. **RATIONALE:** Agencies responsible for child welfare services have a duty to provide for children placed in their legal care for supervision and specifically for those placed in out of home care. Agencies are responsible for services to ensure necessary and proper health and welfare.

- VII. **CROSS REFERENCES:**

Florida Statute 39.407 Medical Treatment

- VIII. **DEFINITIONS:**

 - A. **Child Welfare Case Manager** – a certified child protection professional (CWCM) who is responsible for the coordination of services, completion of court reports and supervision of families and children who have been adjudicated dependent and require protective supervision

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B. Child Legal Services - the legal team employed by the Department of Children and Families representing children in child welfare matters, specifically in State court in all Chapter 39 dependency cases

C. Court order - a legal document or proclamation by a judge in which a court orders a person to perform a specific act or prohibits an act; one must comply or risk a contempt action.

D. Florida Safe Families Network (FSFN) - an automated system to capture information and generate reports regarding each child that comes into the care of the Department of Children and Families (DCF) and contracted providers as a result of abuse, neglect, or abandonment. Florida's method of receiving reports/intakes, documenting investigations, and recording all casework services provided to protect children.

E. Lead Agency - an "eligible lead community-based provider" as defined in Section 409.1671(1)(e), F.S. The functions of a lead agency include: (a) Organize and manage a network of service providers; (b) Provide case management for any children/families referred.

F. Medicaid - program authorized by Title XIX of the Social Security Act. It is a state-administered health insurance program that is jointly funded by the Federal and State governments. Medicaid is an open-ended entitlement program, with states receiving federal reimbursement for every eligible claim they submit. Medicaid" as defined in Rule 59G-1.010, F.A.C. which includes eligibility based on income for most groups using Modified Adjusted Gross Income (MAGI)

IX. PROCEDURES:

When a court intervenes on behalf of a child to regarding physical and emotional well-being for non-emergency medical or behavioral health treatment for a child covered by the Child Welfare Specialty Plan the Child Welfare Case Manager shall:

1. Provide a copy of the court order or all information known regarding the court order to the Behavioral Health or Nurse Care Coordinator within (1) business day of receiving the signed order.
2. The Behavioral Health or Nurse Care Coordinator shall follow Children's Network of Southwest Florida policy regarding the review and handling of court orders prior to forwarding the court order to the MMA (Sunshine Health/Cenpatico) Regional Case Manager assigned to the Children's Network of Southwest Florida.

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3. The Behavioral Health or Nurse Care Coordinator shall forward the court order or all information known regarding the court order within (2) business days of receiving the court order from the Child Welfare Case Manager to the MMA (Sunshine Health/Cenpatico) Regional Case Manager assigned to their CBC Lead Agency and will provide the following information.

- a. Reason for Court order
- b. Action, if any taken by the Lead Agency or Child Welfare Legal to address court's concerns, including services already provided;
- c. Next court date and/or timeframe court expects order to implemented or complied with;
- d. How information provided by the MMA (Sunshine Health/Cenpatico) on recommendations related to court ordered services and actions taken will be used

4. The Behavioral Health or Nurse Care Coordinator after notifying Sunshine Health/Cenpatico, will notify the assigned CBCIH Regional Coordinator or the CBCIH Behavioral Health or Nurse Consultant.