

CHAPTER 75
PSYCHIATRIC RESIDENTIAL TREATMENT
FACILITY SERVICES FOR INDIVIDUALS
UNDER AGE 21

Authority

N.J.S.A. 9:3A-7, 30:4D-1 et seq. and 30:4J-8 et seq.

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R.2009 d.223, effective June 11, 2009.
 See: 41 N.J.R. 709(a), 41 N.J.R. 2924(a).

Chapter Expiration Date

In accordance with N.J.S.A. 52:14B-5.1b, Chapter 75, Psychiatric Residential Treatment Facility Services for Individuals Under Age 21, expires on June 11, 2016. See: 43 N.J.R. 1203(a).

Chapter Historical Note

Chapter 75, Psychiatric Residential Treatment Facility Services for Individuals Under Age 21, was adopted as R.2003 d.478, effective December 15, 2003. See: 35 N.J.R. 3031(a), 35 N.J.R. 5575(a).

Chapter 75, Psychiatric Residential Treatment Facility Services for Individuals Under Age 21, was readopted as R.2009 d.223, effective June 11, 2009. See: Source and Effective Date. See, also, section annotations.

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SUBCHAPTER 1. GENERAL PROVISIONS

10:75-1.1 Purpose and scope

(a) This chapter outlines the policies and procedures relevant to the provision of psychiatric residential treatment facility services to individuals under age 21 enrolled in Medicaid/NJ FamilyCare-Plan A. The rules of this chapter also apply to children/youth/young adults enrolled in the Partnership for Children (PFC), whether or not they are eligible for Medicaid/NJ FamilyCare.

(b) Unless otherwise stated herein, the rules of this chapter apply to psychiatric residential treatment facility (PRTF) services rendered to Medicaid and NJ FamilyCare beneficiaries under the Medicaid/NJ FamilyCare fee-for-service program. PRTF services which are provided by the beneficiary's selected managed care organization (MCO) are governed and administered by that MCO.

10:75-1.2 Definitions

The following words and terms, when used in this chapter, shall have the following meanings, unless the context clearly indicates otherwise:

“Active treatment” means the implementation of a professionally developed and supervised plan of care that is developed and implemented no later than 14 days after admission and designed to achieve the goal of the resident's appropriate discharge from the PRTF at the earliest possible date. (See 42 C.F.R. 441.154.)

“Beneficiary or eligible beneficiary” means any person who is a qualified applicant receiving benefits under the Medical Assistance and Health Services Act, N.J.S.A. 30:4D-1 et seq.

“Care Management Organization (CMO)” means the community-based Department of Human Services' contracted entity that is responsible for creating, coordinating and implementing a system-wide plan of care for children with emotional and behavioral disturbances that are in need of intensive care coordination services.

“Centers for Medicare and Medicaid Services (CMS)” means the agency of the Federal Department of Health and

Human Services which is responsible for the administration of the Medicaid program.

“Certification of need” means an evaluation made by an interdisciplinary medical review team to determine the level of care required to treat a resident with mental illness in the most effective manner in the least restrictive environment.

“Certified nurse practitioner/clinical nurse specialists (CNP/CNS)” means a person currently licensed as an advance practice nurse who is currently certified by the New Jersey State Board of Nursing in accordance with N.J.A.C. 13:37-7 and with N.J.S.A. 45:11-49a through d, or licensed through a comparable agency of the state in which he or she practices.

“Contract pricing” means the facility-specific rate, based on the rate determined in the contract negotiated with the Division of Mental Health Services, the Division of Youth and Family Services or the Division of Medical Assistance and Health Services.

“Contracted System Administrator (CSA)” means the entity contracted by the Department of Human Services to track all mental health services provided to individuals as part of the PFC, to monitor the quality of care, to prior authorize mental health services and approve continued lengths of stay in hospitals.

“Department (DHS)” means the New Jersey Department of Human Services.

“Division of Medical Assistance and Health Services (DMAHS)” means the organizational component of the New Jersey Department of Human Services which is responsible for the administration of the State’s medical assistance programs.

“Division of Mental Health Services (DMHS)” means the organizational component of the New Jersey Department of Human Services which is responsible for the administration of the State’s mental health programs.

“Division of Youth and Family Services (DYFS)” means the organizational component of the New Jersey Department of Human Services which administers the Title IV-E program of the Social Security Act, 42 U.S.C. §§ 670 through 679b.

“Healthcare Common Procedure Coding System” means a nationwide three-level coding system. Level 1 codes are adapted from codes published by the American Medical Association in the Common Procedure Terminology (CPT) and are utilized primarily by physicians and independent clinical laboratories. Level 2 codes are assigned by CMS for physician and non-physician services that are not in the CPT. Level 3 codes are assigned by DMAHS and are used for services not identified by the CPT or CMS assigned codes.

“Hospital leave” means an absence from the facility for more than 24 consecutive hours due to the resident receiving inpatient treatment in a hospital, including treatment in a psychiatric unit of a hospital.

“Individual plan of care” means a written plan developed for each resident to improve his condition to the extent that inpatient care is no longer indicated.

“Interdisciplinary team,” as described in Federal regulations in 42 C.F.R. 441.156, is comprised of those employed by, or those who provide services to Medicaid/NJ FamilyCare or PFC beneficiaries in the PRTF, and is responsible for the review of the treatment needs of a resident receiving mental health services to ensure that the most appropriate level of care is provided. The team shall include, at a minimum, the professional staff listed at N.J.A.C. 10:75-2.2(b).

“Joint Commission on Accreditation of Healthcare Organizations (JCAHO)” means the nationwide, independent, not-for-profit organization that evaluates and accredits health care organizations and programs, including, but not limited to, behavioral health care organizations including, but not limited to, psychiatric residential treatment facilities.

“New Jersey Medicaid Management Information System (NJMMIS)” means the claims processing entity contracted by DMAHS to process claims for Medicaid/NJ FamilyCare and other health programs that are administered in whole or in part by the Division.

“Partnership for Children (PFC)” means the Department of Human Services’ initiative developed to provide a comprehensive approach to the treatment of behavioral and mental disturbances in children, adolescents and young adults. PFC beneficiaries are those individuals under the age of 21 that have been determined by the Department of Human Services to be eligible for enrollment into the PFC, independent of their eligibility for Medicaid/NJ FamilyCare coverage.

“Physician” means a doctor of medicine (M.D.) or osteopathy (D.O.) licensed to practice medicine and surgery by the New Jersey State Board of Medical Examiners, or similarly licensed by comparable agencies of the State in which he or she practices.

“Psychiatric residential treatment facility (PRTF)” means a facility that is not licensed as a hospital, but which meets the requirements in 42 C.F.R. part 441 subpart D, 42 C.F.R. 483 subpart G, and has a provider agreement with the State Medicaid agency (the Division of Medical Assistance and Health Services).

“Resident” means a beneficiary who has been admitted to a PRTF on the recommendation of a physician and who receives services in the PRTF for a 24-hour period or longer in accordance with this chapter.

“Restraint” means a personal hold of any duration, a mechanical restraint, or a drug used as a restraint.

“Serious injury” means any significant impairment of the physical condition of the resident as determined by qualified medical personnel, including, but not limited to, burns, lacerations, bone fractures, substantial hematoma(s), and injuries to internal organs. (See 42 C.F.R. 483.352.)