

What's on the Federal Horizon? Updates from CMS



National Oral Health Conference[®]

April 22 – 24, 2013 with Pre-Conference April 20 – 21, 2013

VON BRAUN CENTER - Huntsville, Alabama

Lynn Douglas Mouden, DDS, MPH
Chief Dental Officer
Centers for Medicare & Medicaid Services

or.... bringing the
message from

to



City of
BALTIMORE
Maryland

CMS

CENTERS for MEDICARE & MEDICAID SERVICES



Rocket City

CMS Mission

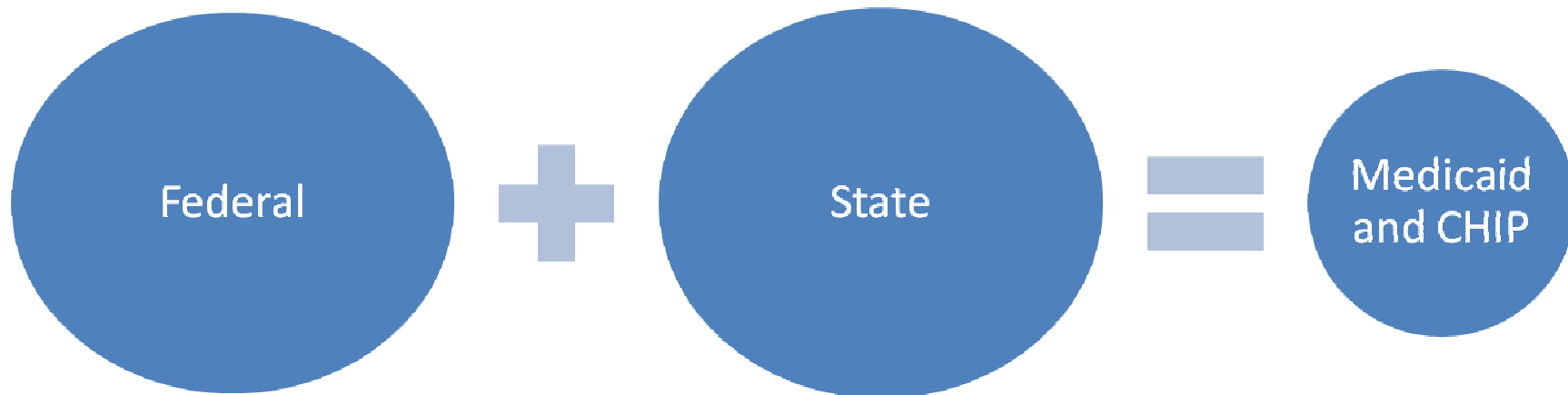
- ❖ **CMS aims to be a major force and a trustworthy partner for the improvement of health and health care for all Americans**
- ❖ **The Center for Medicaid and CHIP Services (CMCS) carries this mission forward with a particular emphasis on making Medicaid and CHIP the best programs they can be**
- ❖ **Beneficiaries are our focus**
- ❖ **Partnerships are critical to success**

CMS Triple Aim

Better Care, Better Health, Lower Costs



Federal/State Partnership




Federal

Statutory and regulatory requirements
Matching funds (50% - 76%)
Approvals of State plans and waivers
Oversight

States

Determine who is eligible
Determine scope of “optional” services
Determine delivery system
Overall administration / claims payment
Set payment rates



MEDICAID

- Expansion
- Funding
- Essential health benefits

Scope of Dental Coverage

- **MEDICAID – Early and Periodic Screening, Diagnosis and Treatment (EPSDT) requires all medically necessary dental care.**
 - No “hard” limits allowed; only “soft” limits supported by prior authorization
 - No cost sharing
- **CHIP – dental services necessary to prevent disease and promote oral health, restore oral structures to health and function, and treat emergency conditions.**
 - Annual benefit maximums allowed with prior authorization for additional medically necessary care
 - Limited cost sharing allowed

(new CHIPRA dental regulations are under development)

CMS Oral Health Strategy

- Work with states to develop pediatric oral health action plans
- Provide technical assistance to states & facilitate peer-to-peer learning – CHCS Learning Collaboratives
- Outreach to providers
- Outreach to beneficiaries
- Partner with other HHS agencies
- The CMS Oral Health Strategy is available at:
 - http://www.cms.gov/MedicaidDentalCoverage/Downloads/5_CMSDentalStrategy04112011.pdf

Measuring Progress: the CMS-416

(similar measures are in CARTS for separate CHIP programs)

Total number of children (enrolled for at least 90 days) receiving:
(each line represents an unduplicated count of children)

- **Line 12a – any dental service** (by or under the supervision of a dentist)
- **Line 12b – a preventive dental service**
- **Line 12c – a dental treatment service**
- **Line 12d – a sealant on a permanent molar tooth**
- **Line 12e – a dental diagnostic service**
- **Line 12f – an oral health service provided by a non-dentist**
(and not under the supervision of a dentist)
- **Line 12g – any dental or oral health service (12a+12f)**

[By CMS definition, “dental” and “oral health” services are different by provider]

CMS Oral Health Initiative - Goals

Goal #1 – Increase by 10 percentage points the proportion of Medicaid and CHIP children (enrolled for at least 90 days) who receive a preventive dental service.

**Baseline year is FFY 2012.
Goal year is FFY 2015.**

Goal #2 – Increase by 10 percentage points the proportion of Medicaid and CHIP children ages 6 to 9 (enrolled for at least 90 days) who receive a dental sealant on a permanent molar tooth.

This goal will be phased in.



Limitations on Dental Data

- **Data limitations**
 - Managed care
 - FQHCs
 - Indian Health Service
 - School-based Health Centers
(school-based, school-linked)

Mining Data for Program Improvement

Use data to:

Identify strategies for quality improvement

Reduce administrative barriers

Target beneficiary education and outreach

Nurture partnerships and collaborations

Target reimbursement strategies

Implement strategies to improve use of services = Policies

Evaluation, follow-up, needed changes or improvements

The Data

1990-2010

93,000,000 miles

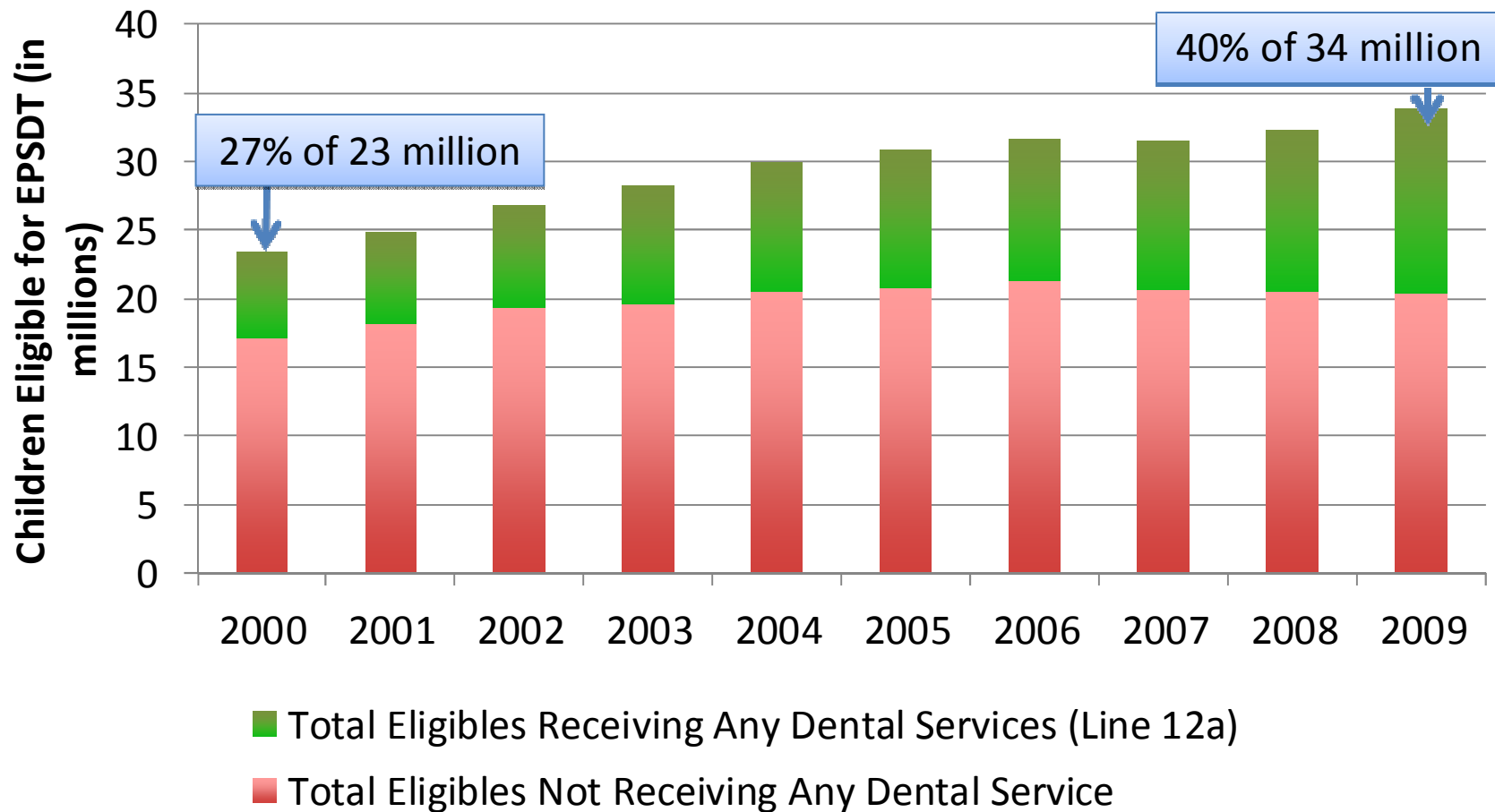
44%

\$16.7 Trillion

331/3

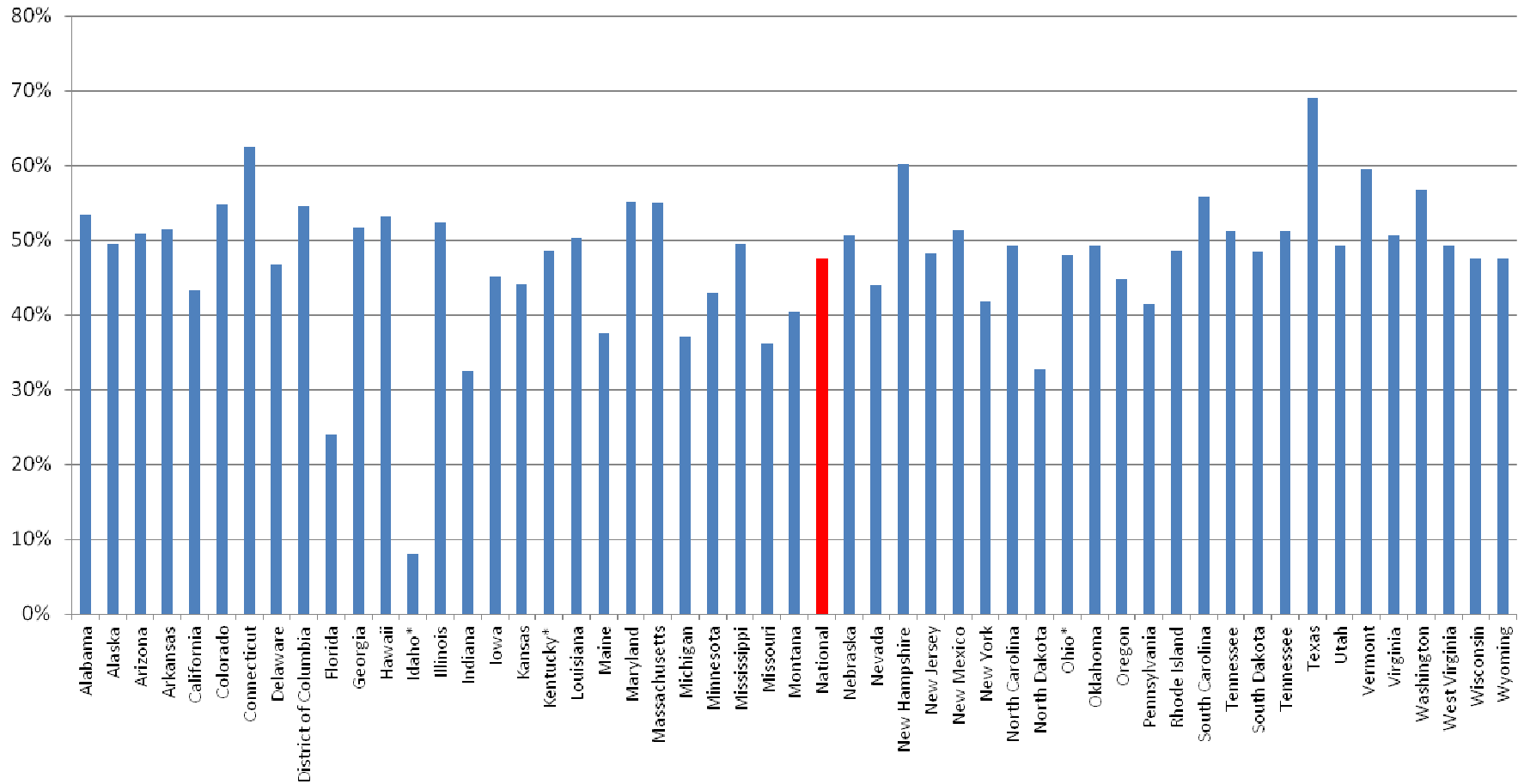
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Use of Any Dental Services Improved Even While Enrollment Increased

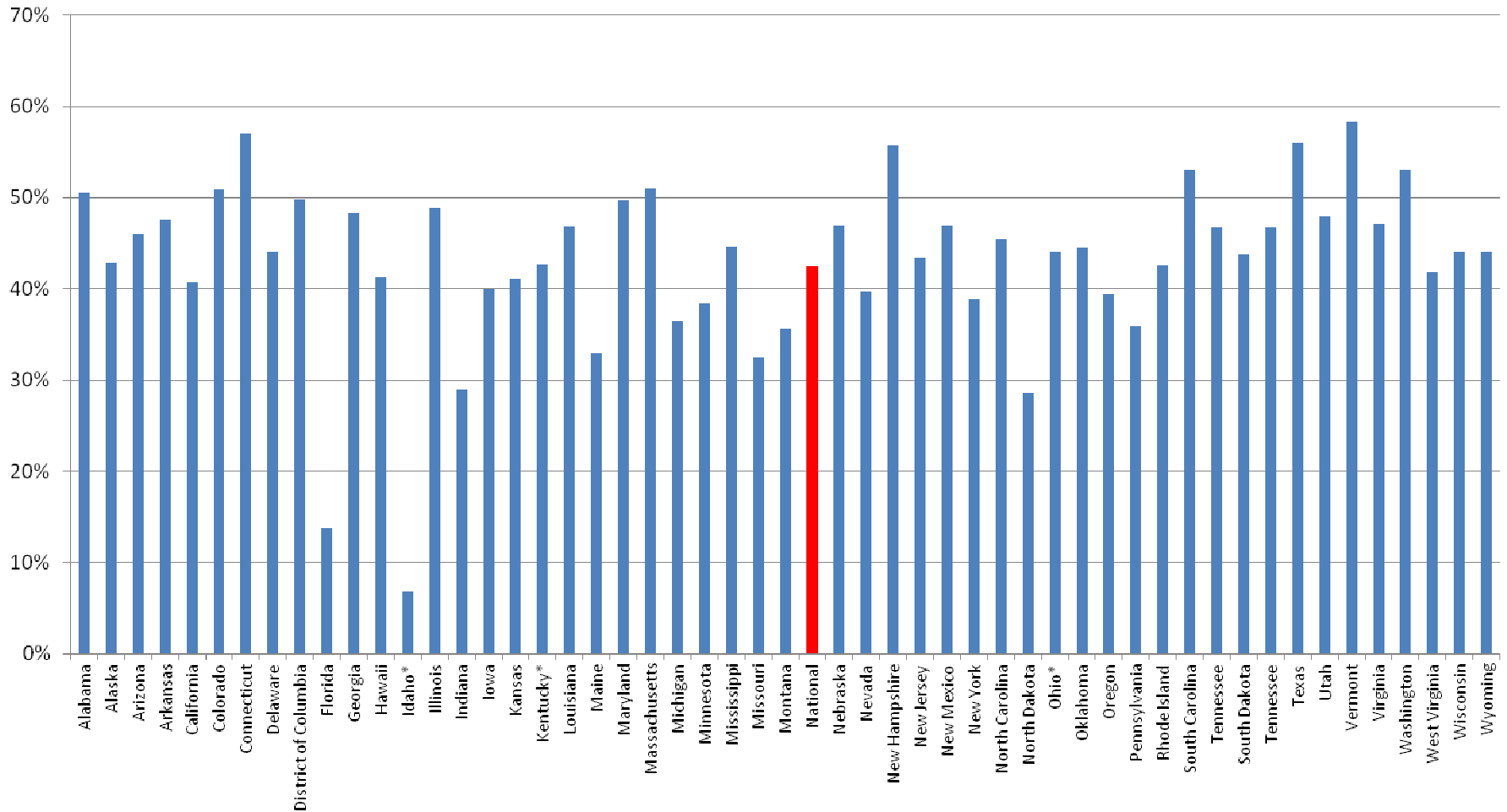


Source: CMS-416 2000-2009 reports. National figures.

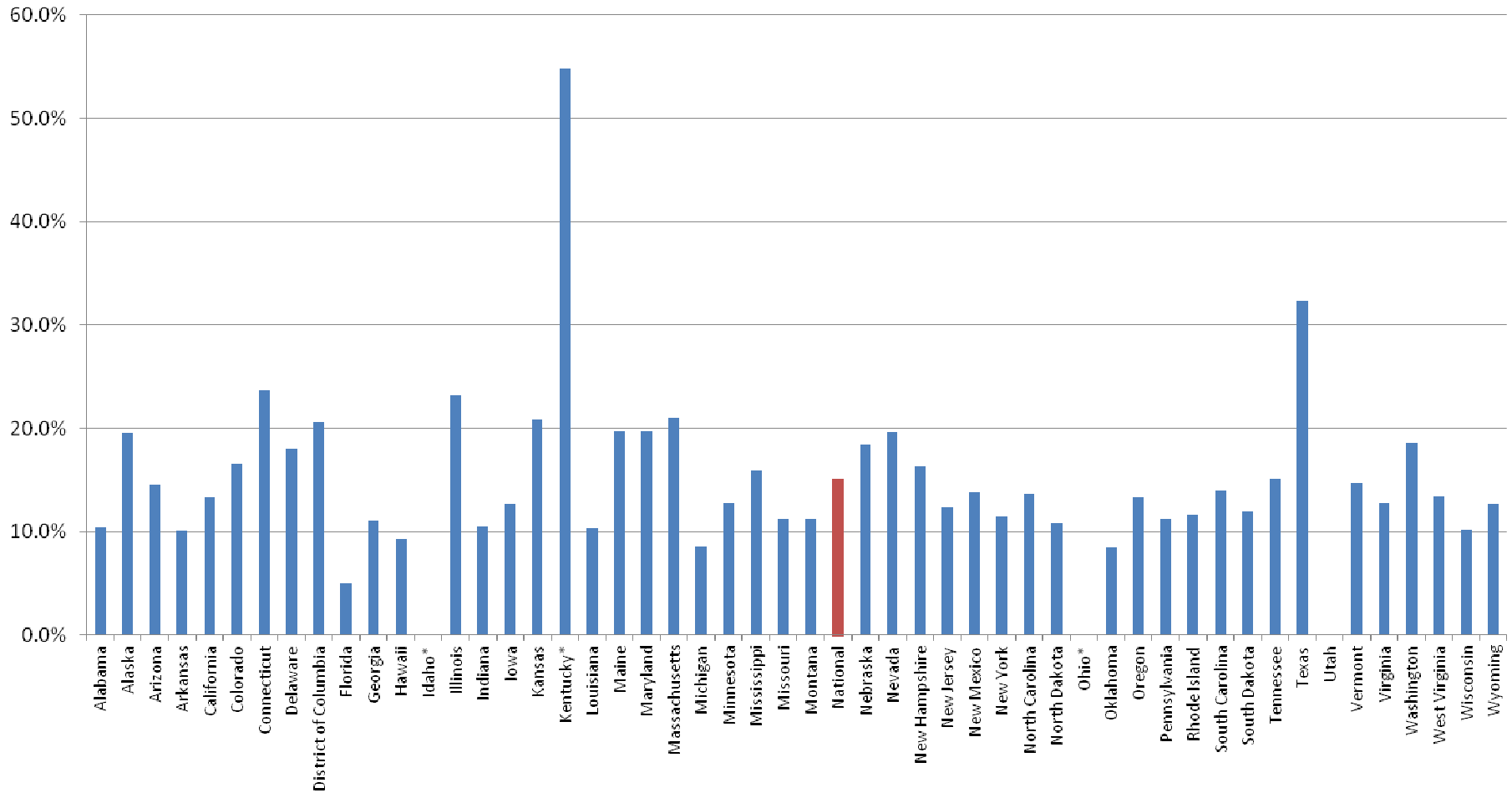
Variation Among States in Utilization: “Any Dental Service” (2011)



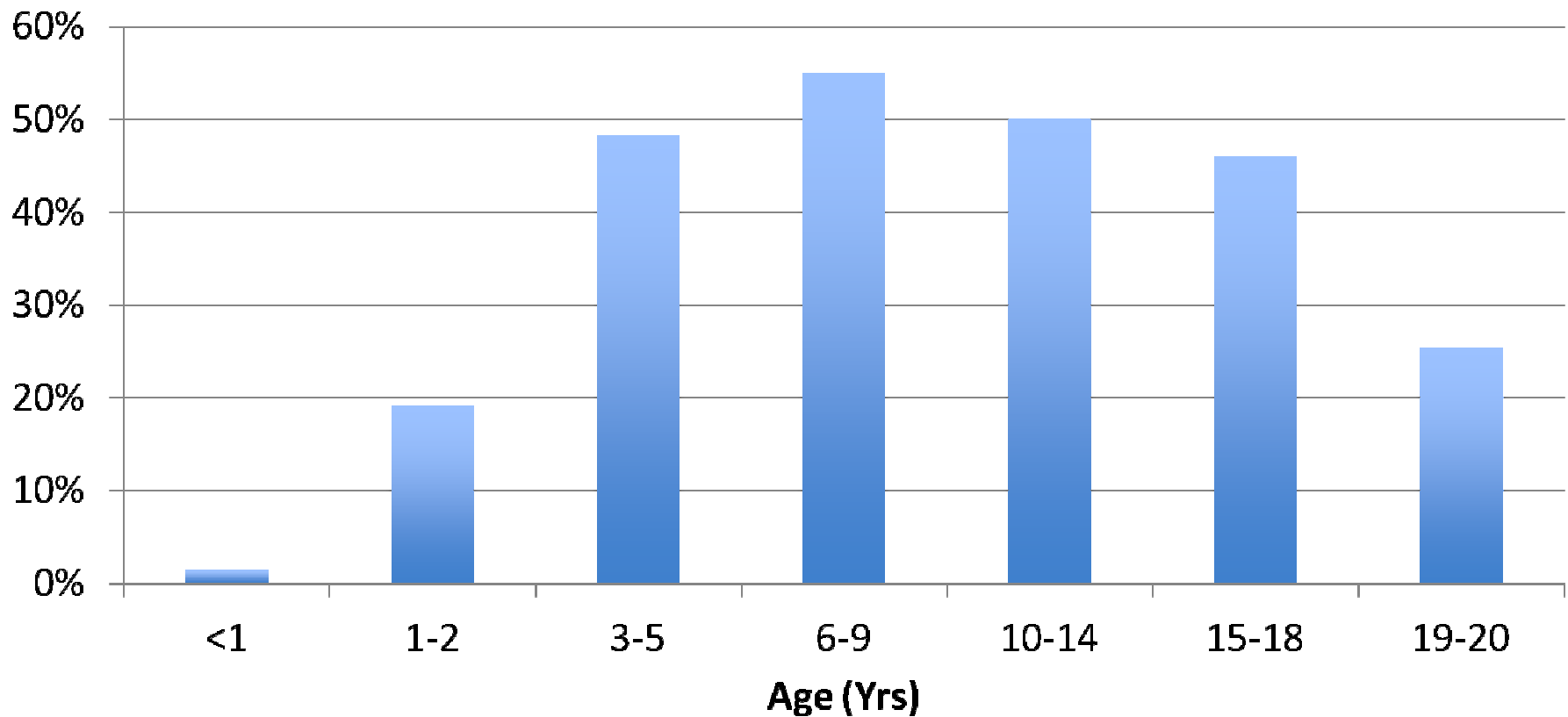
Variation Among States in Utilization: “Preventive Dental Services” (2011)



Variation Among States in Utilization: Sealants on a Permanent Molar (2011)



% Receiving Any Dental Service 2009



State Oral Health Action Plans

Not “State Plans”

i.e. those from dental public health

State Oral Health Action Plans

The purpose of the Action Plans:

(1) to identify what activities States intend to undertake in order to achieve these dental goals, and

(2) serve to assist States in their efforts to document their current activities and collaborations to improve access

States are asked to:

- provide baseline information on existing programs**
- identify access issues and barriers to care that they are currently facing**
- propose actions for improvement**

State Oral Health Action Plans

- State Medicaid agencies encouraged to develop and submit plans by January 1, 2013 to accomplish the two goals by FFY 2015.
- Should definitely involve outside stakeholders.
- Consider how to align efforts:
 - State oral health plan
 - Healthy People 2020 goals
 - HRSA MCHB Title V performance indicators
 - Participation by State Oral Health Programs is critical!

Action Plan Templates from CMS and MSDA



Background:

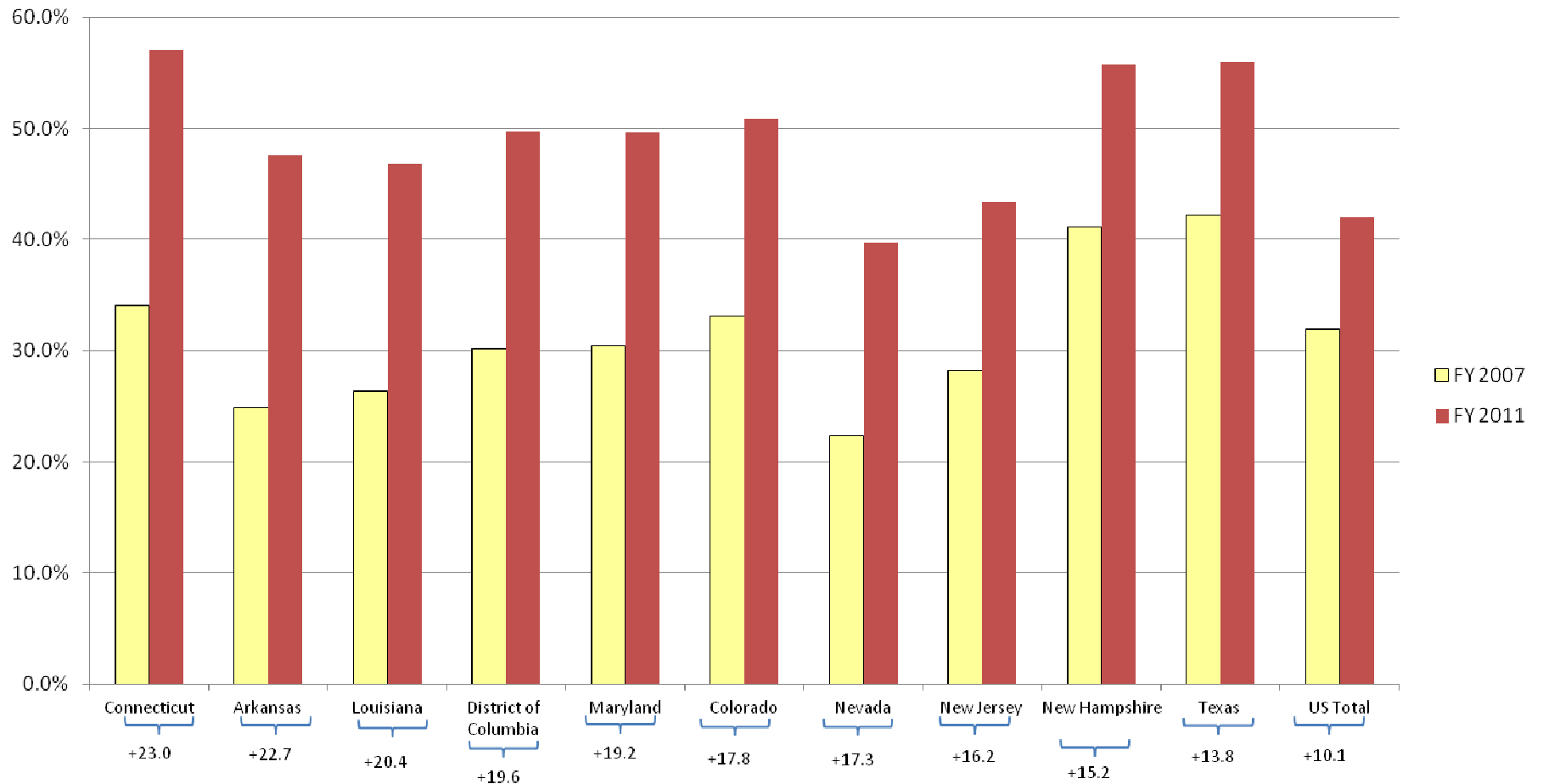
- Identify existing access issues and barriers
- Describe existing dental delivery system
- Provide data on current provider (dentists and non-dentists) participation rates
- Recent oral health improvement initiatives (describe content and results, and provide analysis of effectiveness)
- Compare HEDIS Annual Dental Visit measure (or a variation) to CMS 416 line 12a (optional)
- Provide reimbursement rates and strategies for 10 identified procedures
- Describe efforts to increase sealant placement and any results
- Describe existing collaborations with dental and dental hygiene schools
- Describe status of use of electronic dental records

State Oral Health Action Plans, as of 4/11/13

- Alabama
- Arizona
- Connecticut
- Delaware
- Maryland
- Massachusetts
- Michigan
- Missouri
- New Hampshire
- North Dakota
- Pennsylvania
- Tennessee
- Vermont
- Virginia
- Washington
- Wyoming

Top 10 States with a 10 Percentage Point or Greater Increase in Preventive Dental Services

Percentage of Medicaid-enrolled children, age 1-20, who received a preventive dental service
FY 2007-FY 2011



Source: FY 2000-2011 CMS-416 reports, Line 1, Line 1b, 12b. Note: FY 2011 data for Idaho, Kentucky and Ohio are not yet available. Estimates for these states are included in the National figure for FY 2011, but they are otherwise excluded from this analysis.

Collaborations and Coalitions

Partnership for Alignment Project

dental public
health

PARTNERSHIPS = IMPROVEMENTS

Medicaid/CHIP
dental

Collaborations and Coalitions

Partnership for Alignment Project

- Surveys to each program
- Comparisons → identify opportunities

Health Services Initiatives

Workforce

- **CMS is NOT a barrier to an expanded workforce**
- **CDT “pre-diagnostic services” (currently in effect)**
 - **D0190 – “screening of a patient”**
 - **to determine an individual’s need to be seen by a dentist for diagnosis**
 - **D0191 – “assessment of a patient:**
 - **to identify possible signs of oral or systemic disease, malformation or injury, and the potential need for referral for diagnosis and treatment**

Additional Codes

As of January 1, 2014

- Risk assessment – high risk
- Risk assessment – moderate risk
- Risk assessment – low risk

Quality Improvement

CMS Learning Labs – “Increasing Oral Health Through Access” (IOHTA)

- “Developing State Oral Health Action Plans Using State Data”
- “Successful Beneficiary Outreach Strategies”
- “Quality Improvement Processes”
- “Access to Baby & Child Dentistry” (May 8, 2013)

Media Scrutiny on Quality

Dental Abuse Seen Driven by Private Equity Investments - Bloomberg - Windows Internet Explorer

http://www.bloomberg.com/news/2012-05-17/dental-abuse-seen-driven-by-private-equity

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Dental Abuse Seen Driven By Private Equity Investments

By Sydney P. Freedberg - May 17, 2012 12:01 AM ET

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Attorney General Pam Bondi News Release

February 8, 2013

[en Español](#)

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Media Contact: Molly McFarland

Phone: (850) 245-0150

Attorney General Bondi's Office Arrests West Palm Beach Dentist on Medicaid Fraud and Grand Theft Charges

TALLAHASSEE, Fla. –Attorney General Pam Bondi announced today that her office has arrested a West Palm Beach dentist on charges of Medicaid fraud, grand theft, and employing a person to perform duties outside the scope of their license. Dr. Thomas Floyd, 61, surrendered and was taken into custody following an investigation by the Attorney General's Medicaid Fraud Control Unit.

"Employing a person to perform duties outside the scope of their license and billing Medicaid for those services is endangering patients and stealing from the Medicaid program," stated Attorney General Pam Bondi.

Medicaid Fraud Control Unit investigators allege that between 2008 and 2012, Floyd employed an unlicensed dental hygienist and allowed her to perform periodontal root cleaning and scaling on 71 different children. Under Florida law, this procedure is only authorized to be performed by a licensed dentist or dental hygienist. Floyd then billed the Medicaid program for these procedures.

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- › [West Palm Beach Dentist Arrested on Medicaid Fraud](#)
- › [Attorney General Bondi Warns of Identity Theft](#)
- › [St. Petersburg Police Department Sergeant K... Awarded](#)
- › [2012 Law Enforcement Officer of the Year Awarded](#)

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Cicadas set to return for mating frenzy



PHOTOS | D.C. cherry blossoms

Okla. dentistry board wants prosecutors to charge Tulsa oral surgeon behind health scare



Arkansas dental patients potentially exposed to infectious material

By Jeannie Nuss / Published April 10, 2013 / Associated Press



 Print

 Email

LITTLE ROCK, ARK. – Arkansas health officials on Tuesday recommended blood tests for about 100 young patients of a dentist

New York

Dentist smeared in Spitzer Medicaid fraud witchhunt wins \$7.7 million from former governor's staff

Dr. Leonard Morse was pursued by Elliot Spitzer because Morse was one of the top Medicaid billers in the state, his suit claimed. The dentist ended up losing his practice and credibility in the field, and the verdict garnered \$1.6 million more than expected.

[Comments \(7\)](#)

BY JOHN MARZULLI AND CORKY SIEMASZKO / NEW YORK DAILY NEWS

TUESDAY, FEBRUARY 12, 2013, 9:30 PM



A Vision for Quality and Accountability

- **Dental care for children should meet high levels of professional quality and accountability regardless of the setting in which care is obtained.**
- **Develop standardized metrics for use across all delivery sources that ensure appropriate, comprehensive, and effective dental care while identifying and eliminating waste, fraud, and abuse.**
- **Every child has ready access to evidence-based prevention and disease management strategies, and if those fail can get the right treatment at the right time in the right place.**

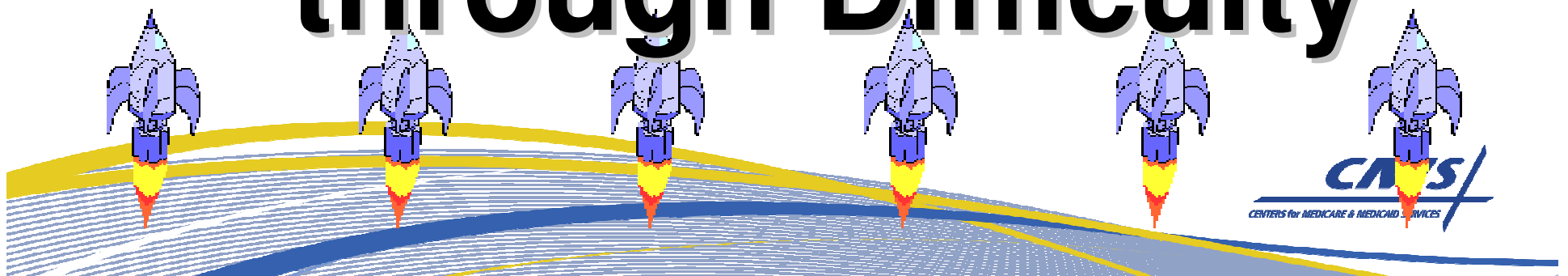
Resources

- Medicaid and CHIP State Dental Association: www.medicaidental.org
- State-by-State description of the scope of dental benefits available in CHIP: <http://www.insurekidsnow.gov/state/index.html>
- Medicaid dental periodicity schedules, recommended preventive care intervals, for each State: <http://www.aapd.org/policycenter/periodicity/periodicitymap.asp>
- State-by-State analysis of children's dental utilization in Medicaid, 2000-2009: <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Benefits/Dental-Care.html>
- Medicaid dental resources, in general: <http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Benefits/Dental-Care.html>
- Healthy People 2020 oral health goals and objectives: <http://www.healthypeople.gov/2020/topicsobjectives2020/overview.aspx?topicid=32>
- CDC Division of Oral Health: <http://www.cdc.gov/OralHealth/index.htm>
- Association of State and Territorial Dental Directors: www.astdd.org

“Ad Astra per Aspera”

To the Stars

through Difficulty



QUESTIONS



Centers for Medicare & Medicaid Services

For More Information

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