



American Orthotic & Prosthetic Association

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AOPA In Advance SmartBrief

Breaking News

April 4, 2017

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AOPA Submits Comments on Connecticut Medicaid Policy Changes on Cranial Orthoses and other L Codes

On March 30, AOPA submitted comments on two recently announced [Connecticut Medicaid policies](#). The proposed changes include the elimination of some L-Codes from the Connecticut Medicaid fee schedule due to lack of utilization, as well as a 10% reduction in the fee schedule for several custom fitted or custom fabricated orthosis HCPCS codes.

One proposed reimbursement change that is of particular concern is a 40% reduction in Connecticut Medicaid reimbursement for cranial remolding orthoses described by HCPCS code S1040. The notice from Connecticut Medicaid states that the 40% reduction is to "ensure consistency with reimbursement rates of other states and to contain costs." In addition to the proposed 40% reduction in reimbursement for cranial remolding orthoses, there are also proposed changes to the prior authorization process for cranial remolding orthoses that may lead to unnecessary and inappropriate delays in the provision of quality care.

AOPA submitted comments on the March 30th deadline and provided a letter that 73 AOPA members in Connecticut plus supplier members submitted through the AOPAVotes website. [Read AOPA's comments.](#)

If you have any questions, please contact Joe McTernan at jmcternan@AOPAnet.org or 571/431-0811.

Jurisdiction D DME MAC Releases Quarterly Audit Results for Spinal Orthosis

Noridian, the DME MAC for Jurisdiction D, recently released the results of their ongoing service specific review of Spinal Orthosis (L0450, L0452, L0454-L0458, L0460, L0462, L0464, L0466-L0470, L0472, L0480, L0482, L0484, L0486, L0488, L0490-L0492, L0621, L0623, L0625-L0643 and L0648-L0651). Between October 2016 and February 2017 Noridian reviewed 680 spinal orthoses claims, and 674 were denied. Here were the results:

- The TLSO review had an overall claim potential improper payment rate of **97%**.
- The LSO review had an overall claim potential improper payment rate of **100%**.
- The SO review had an overall claim potential improper payment rate of **69%**.
- The LO review had an overall claim potential improper payment rate of **100%**.

Based on these results Noridian will continue its prepayment reviews for the above codes. You may view the complete audit results [here](#).

The ABN Form Has Been Updated

The Advance Beneficiary Notice of Noncoverage (ABN) form has recently been updated and approved by the Office of Management and Budget (OMB). There were no substantial changes made to the content or directions for use of the ABN form (CMS-R-131). The primary revision was to include new language informing patients of their rights to Medicare nondiscrimination practices, and how to request the ABN in a different format if required. The revised ABN will become effective on June 21, 2017 and may be downloaded [here](#).

Questions? Contact Joe McTernan at jmcternan@AOPAnet.org or Devon Bernard at dbernard@AOPAnet.org

Sign Up for the April 12 AOPA Webinar

Don't miss this month's webinar: [Grassroots Advocacy](#)

What do you need to know about documentation? Earn 1.5 credits during the Wednesday, April 12th webinar and learn everything you need to know. [Click here to register.](#)

April 2017

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1:00 PM Eastern

- How to effectively lobby for fair treatment of O&P on the local and national level
- How to work with patients to help them become advocates for their own cause
- How to effectively communicate with representatives in Washington, DC and in your office
- How to act locally to change things nationally

O&P PAC Corner Update

The O&P PAC Corner provides information on the activities of the O&P PAC, including the names of individuals who have made recent donations to the O&P PAC and the names of candidates the O&P PAC has recently supported. The O&P PAC recently received donations from the following **AOPA** member(s)*:

- Steve McNamee, CP, BOCO, FAAOP

The purpose of the O&P PAC is to advocate for legislative or political interests at the federal level, which have an impact on the orthotic and prosthetic community. The O&P PAC achieves this goal by working closely with members of the House, Senate and other officials running for office to educate them about the issues, and help elect those individuals who support the orthotic and prosthetic community. The O&P PAC recently contributed to following member(s) of Congress*:

- Sen. Jeff Flake (R-AZ)

To participate in, support and receive additional information about the O&P PAC, federal law mandates that eligible individuals must first [sign an authorization form](#), or contact Devon Bernard at dbernard@AOPAnet.org.

*Due to publishing deadlines this list was created on 04/04/2017 and includes only donations/contributions made/ received between 03/01/2017 and 04/04/2017. Any donations/contributions made/ received on/or after 04/04/2017 will be published in the next issue of the *SmartBrief*.

House Positioning on H.R. 1628, the 'American Health Care Act'

As you are aware from the major news outlets, after a substantial 'run-up' and negotiations, the House leadership cancelled votes that had been slated for both Thursday and Friday on the House legislation to repeal and replace the Affordable Care Act (ACA), entitled H.R. 1628, the "American Health Care Act" (AHCA). What will this mean, at least in the short term, for O&P patients and providers?

While not in the original bill, one turn in the negotiations was announced as an amendment to the bill so that H.R. 1628 would have resulted in repeal of the ACA's "essential health benefits." There is a general consensus that this action would have posed potentially significant challenges for some, perhaps many of our patients and would likely have been detrimental for O&P. The assurance that "habilitative and rehabilitative services" (it was one of the ten categories is the ACA that every federally-approved health plan was required to include) must be included in health plans would have been eliminated.

This action, coupled with the bill's plan to change the federal Medicaid matching funds provided to the states could have been expected to prompt a renewal of more state efforts to slice Medicaid, similar to AZ a few years back dictating 'no microprocessors, and no orthotic coverage for anyone over 18.' When Medicaid was enacted decades ago, the law did not articulate an explicit assurance of an O&P benefit for these patients... the ACA's 'essential health benefits' did serve as a fairly explicit assurance for O&P care, which largely blocked such state Medicaid O&P cutback efforts.

Another component of the House repeal and replace plan was authorization for the sale of health insurance policies across state lines, a step that concerned many in the patient community. It would have resulted in requiring 'falling back' largely on what protections are offered via state-by-state parity law protections. The much-discussed selling of insurance across state lines would also have an important impact, as it would create a 'least common denominator' effect. Hypothetically, if CA has a strong parity law with patient protections, and UT does not, when that UT carrier sells a policy in CA, it will not have to measure up to the stricter CA parity provisions.

With no vote having occurred on H.R. 1628, there is at present not a bill on any fast track in either House or Senate to repeal and/or replace the Affordable Care Act, so in the short term, the status quo prevails, albeit with limitations as to the number of options enjoyed on the insurance exchanges by patients in many areas of the country, and other shortcomings of the ACA. Obviously, this is a complicated picture, with lots of uncertainties as to if and when other legislative initiatives may move on this. AOPA will continue to keep you informed of significant developments. Those who tracked the House proceedings, and who have attended recent AOPA Policy Fora saw a couple of familiar faces often referenced in the H.R. 1628 deliberations. Both Rep. Mark Meadows (R-NC) the Chair of the House Freedom Caucus, and Rep. Charlie Dent (R-PA) have spoken at the AOPA Policy Forum in recent years. Both were interviewed frequently, and their views often mentioned in accounts of the House process and proceedings. Don't be left out - come to the AOPA Policy Forum, in Washington D.C., May 24-25. Become an insider on what is happening in health care, and assure that your voice is heard! [Learn more about the Policy Forum.](#)

DME MACs Update Policies for AFO/KAFOs, Knee Orthoses, and Spinal Orthoses

On March 16, 2017, the four Durable Medical Equipment Medicare Administrative Contractors (DME MACs) published updated Local Coverage Determinations (LCDs) and Policy Articles for AFO/KAFOs, Knee Orthoses, and Spinal Orthoses. While the changes are mostly format based, there were some minor changes that may impact how you bill Medicare for these services.

The format change that applies to all three policies and will be implemented for other policies in the future is the removal of the "standard documentation" sections of the LCD and Policy Article. This section has been removed from each of the LCDs and Policy Articles and moved to a standalone document that is included as an addendum to each policy. This was done to eliminate the need to update and revise multiple policies whenever a slight change was made to standard documentation requirements. Creating a single standard documentation document that applies to all LCDs and Policy Articles, the DME MACs will only need to update a single document rather than countless individual policies. It is important to note that standard documentation requirements remain in effect and are not diminished in any way as a result of their removal from the body of the LCD and Policy Article. It is important to make sure that standard documentation requirements are reviewed regularly and that all of the standard documentation requirements continue to be met. Policy specific revisions include the addition of ICD-10 codes that describe acquire genu recurvatum of the knee as eligible for coverage of L1850, the deletion of codes that were discontinued as of December 31, 2016, the addition of codes that were effective January 1, 2017, and the removal of diagnoses codes that describe charcot deformity of the knee as eligible for coverage of L4631.

An interesting revision to all three policies is a clarification regarding the use of HCPCS codes that do not differentiate between custom fitted by an individual with expertise and OTS. These codes simply state "prefabricated, includes fitting and adjustment." There was some question regarding

the proper use of these codes since they did not distinguish whether a device was custom fitted or provided OTS. The policy revisions clearly state that these codes should be used to describe prefabricated devices regardless of whether they are provided as custom fitted or OTS. This clarification only applies to those HCPCS codes that are not part of a split code set. The revised policies may be viewed on the medical policy page of each of the four DME MAC websites.

Questions regarding the policy revisions may be directed to Joe McTernan at jmcternan@AOPAnet.org or Devon Bernard at dbernard@AOPAnet.org.

AOPA Pilot Research Grants Announced

The American Orthotic & Prosthetic Association, in partnership with the Center for O&P Learning & Evidence-Based Practice (COPL), is proud to announce a Request for Pilot Grant Proposals in 16 potential areas of orthotic and prosthetic research including an open topic.

There are 16 topics total with a few examples listed below:

- Study community outcomes of patients, such as activity, social interactions, depression and anxiety
- Understand the effects of prosthetic component selection on community activity levels rather than in the lab
- Study the origins/clinical goals and prevalence of prosthesis prescribing patterns
- Link biomechanical performance measures to functional levels
- Open Topics - Beyond the Above Priorities, Top Quality Clinical O&P Research Topics Considered
- [See the rest of the topics in the full RFP.](#)

AOPA and COPL will give preference to grants that address evidence-based clinical application in orthotics and prosthetics. Please post this RFP and share it with your colleagues. *The deadline for proposals is April 28, 2017.*

[Read the full eligibility and application process.](#)

Register Now for the AOPA 2017 Policy Forum

Registration is now open for the 2017 AOPA Policy Forum! The Policy Forum will take place May 24-25 in Washington, DC.

The Policy Forum is your best opportunity to learn the latest legislative and regulatory details and how they will affect you, your business and your patients. Once you are armed with the facts, we as a profession will educate our members of Congress to offer common sense solutions and share how the O&P profession restores lives and puts people back to work. [Learn More and Register Now.](#)



Check out AOPA's Commemorative Centennial Website!

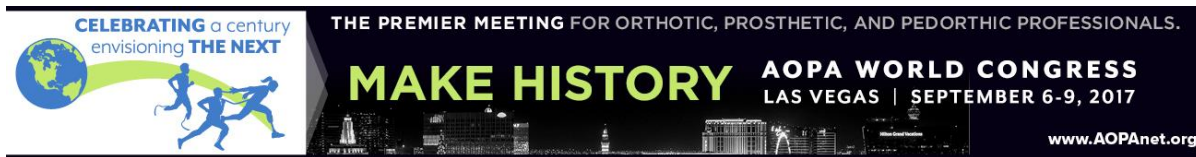
We are pleased to present our new website commemorating our 100 year anniversary – www.AOPA100.org. The website features AOPA's history, an interactive timeline, photo gallery, O&P stories from AOPA members, and AOPA's plans for the future. Listen to stories from other AOPA members and submit your own, and share photos for our photo gallery.



Don't forget to follow AOPA on social media for Throwback Thursday posts all year long! #aopa100!



Exhibit at the 2017 AOPA O&P World Congress in Las Vegas



AOPA is currently accepting exhibit applications for the 2017 AOPA O&P World Congress, which is to be held September 6-9, 2017 in Las Vegas, Nevada in conjunction with AOPA's 100th Anniversary Celebration. Now is your chance to sign up and showcase your products at the largest O&P tradeshow in the Western Hemisphere. This world-wide convention opportunity features 4 days of high-level networking, exhibits, the latest techniques in O&P treatment, and the finest industry specific business and clinical training programs. We hope you make plans to join us. The first Congress was a great learning experience for all and with your participation we can create a larger and even more successful event.

Why you should attend:

- Research and Development expenditures in the United States are more than \$95 billion, making the United States the leader in medical innovation and creating the ideal location for a unique gathering of high visibility and importance.
- Superior Clinical Education featuring the best speakers from around the world. Hear from physicians, researchers and top-notch practitioners.
- Practical Learning and live demonstrations
- Learn how U.S. Health Care reform continues to influence patient care and global health policy.
- Networking with an elite and influential group of professionals.
- Largest Display of exhibits in the United States for the orthotic, prosthetic and pedorthic profession.
- Ideal U.S. Location chosen for travel ease and popularity.

Exhibiting at this important global event will give you the opportunity to:

- Build your customer base and increase sales;
- Experience face-to-face time with existing customers to answer questions and build relationships;

- Enjoy sponsored networking opportunities, including an opening reception in the exhibit hall;
- Take advantage of fun traffic building opportunities;
- Increase visibility for your company/organization in a targeted market;
- Host a Manufactures Workshop and/or Product Preview Theater;
- Take advantage of education sessions to learn what's happening with health care reform, Medicare, and other regulatory agencies that affect your bottom line;
- Speak to AOPA coding experts to learn what' is happening with U.S. government sponsored healthcare programs and what you need to do to sell your products in the U.S.

[Sign up today to exhibit at the 2017 AOPA O&P World Congress](#). Contact Kelly O'Neill with any questions at koneill@AOPAnet.org or call (571) 431-0852.

Upcoming AOPA Events

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|-------------------|---|
| April 10-11, 2017 | <i>Coding & Billing Seminar</i>
Denver, CO
Learn more and register here |
| April 12, 2017 | <i>Grassroots Advocacy</i>
AOPA Webinar
Learn more and register here |
| May 24-25, 2017 | AOPA Policy Forum
Washington, DC
Learn more and register here |