

**Senate Study Bill 1252 - Introduced**

SENATE FILE \_\_\_\_\_  
BY (PROPOSED COMMITTEE ON  
HUMAN RESOURCES BILL BY  
CHAIRPERSON MATHIS)

**A BILL FOR**

1 An Act relating to complex rehabilitation technology products  
2 under the Medicaid program.  
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. COMPLEX REHABILITATION TECHNOLOGY PRODUCTS —  
2 INTENT — ADOPTION OF RULES.

3 1. It is the intent of the general assembly to do all of the  
4 following:

5 a. Provide access for complex needs patients to important  
6 technology and supporting services.

7 b. Establish and improve safeguards relating to the  
8 delivery and provision of medically necessary complex  
9 rehabilitation technology.

10 c. Provide supports for complex needs patients to  
11 stay in the home or community-based setting, prevent  
12 institutionalization, and prevent hospitalizations and other  
13 costly secondary complications.

14 2. The department of human services shall adopt rules  
15 pursuant to chapter 17A to provide for the separate  
16 recognition and regulation of individually configured, complex  
17 rehabilitation technology products and services for complex  
18 needs patients under the Medicaid program. The separate  
19 recognition under the rules shall:

20 a. Establish separate billing codes for complex  
21 rehabilitation technology.

22 b. Take into consideration the customized nature of complex  
23 rehabilitation technology and the broad range of services  
24 necessary to meet the unique medical and functional needs of  
25 people with complex medical needs.

26 c. Establish standards for the purchase of complex  
27 rehabilitation technology exclusively from qualified complex  
28 rehabilitation technology suppliers.

29 d. Require that complex needs patients receiving complex  
30 rehabilitation technology be evaluated by a qualified complex  
31 rehabilitation technology professional or a licensed health  
32 care provider who has no financial relationship with a  
33 qualified complex rehabilitation technology supplier and  
34 performs specialty evaluations within the provider's scope of  
35 practice, including a physical therapist licensed under chapter

1 148A or an occupational therapist licensed under chapter 148B.

2 3. As used in this section:

3 a. "Complex needs patient" means an individual with a  
4 diagnosis or medical condition that results in significant  
5 physical or functional needs and capacities. The  
6 classification of an individual as a "complex needs patient"  
7 does not negate the requirement that the individual meet  
8 medical necessity requirements under the Medicaid program to  
9 qualify for receiving complex rehabilitation technology.

10 b. "Complex rehabilitation technology" means a wheelchair  
11 or seating system classified as durable medical equipment  
12 within the Medicare program as of January 1, 2013, that meets  
13 all of the following criteria:

14 (1) Is individually configured for an individual to meet  
15 the individual's specific and unique medical, physical,  
16 and functional needs and capacities for basic activities of  
17 daily living and instrumental activities of daily living  
18 identified as medically necessary to prevent hospitalization or  
19 institutionalization of a complex needs patient.

20 (2) Is primarily used to serve a medical purpose and  
21 generally not useful to a person in the absence of an illness  
22 or injury.

23 (3) Requires certain services to allow for appropriate  
24 design, configuration, and use of such item, including patient  
25 evaluation and equipment fitting and configuration.

26 c. "Individually configured" means a device has a  
27 combination of features, adjustments, or modifications  
28 specific to a complex needs patient that a qualified complex  
29 rehabilitation technology supplier provides by measuring,  
30 fitting, programming, adjusting, or adapting the device as  
31 appropriate so that the device is consistent with an assessment  
32 or evaluation of the complex needs patient by a qualified  
33 complex rehabilitation technology professional or a health  
34 care professional and consistent with the complex needs  
35 patient's medical condition, physical and functional needs and

1 capacities, body size, period of need, and intended use.

2 d. "Qualified complex rehabilitation technology supplier"  
3 means an entity that meets all of the following criteria:

4 (1) Is accredited by a recognized accrediting organization  
5 as a supplier of complex rehabilitation technology.

6 (2) Meets the supplier and quality standards established  
7 for durable medical equipment suppliers under the Medicare  
8 program.

9 (3) For each site that the supplier operates, employs  
10 at least one complex rehabilitation technology professional  
11 who has been certified by the rehabilitation engineering and  
12 assistive technology society of north America as an assistive  
13 technology professional to analyze the needs and capacities of  
14 complex needs patients, assist in selecting appropriate covered  
15 complex rehabilitation technology items for such needs and  
16 capacities, and provide training in the use of the selected  
17 covered complex rehabilitation technology items.

18 (4) Has the complex rehabilitation technology professional  
19 physically present for the evaluation and determination of the  
20 appropriate individually configured complex rehabilitation  
21 technologies for the complex needs patient.

22 (5) Provides service and repairs by qualified technicians  
23 for all complex rehabilitation technology the supplier sells.

24 (6) Provides written information to the complex needs  
25 patient at the time of delivery regarding how the individual  
26 may receive services and product repair.

27

#### EXPLANATION

28 The inclusion of this explanation does not constitute agreement with  
29 the explanation's substance by the members of the general assembly.

30 This bill relates to complex rehabilitation technology  
31 products under the Medicaid program. The bill provides the  
32 intent of the general assembly and directs the department of  
33 human services to adopt rules pursuant to Code chapter 17A  
34 to provide for the separate recognition and regulation of  
35 individually configured, complex rehabilitation technology

1 products for complex needs patients under the Medicaid program.  
2 The separate recognition under the rules is required to  
3 establish separate billing codes for complex rehabilitation  
4 technology; take into consideration the customized nature  
5 of complex rehabilitation technology and the broad range of  
6 services necessary to meet the unique medical and functional  
7 needs of people with complex medical needs; establish  
8 standards for the purchase of complex rehabilitation technology  
9 exclusively from qualified complex rehabilitation technology  
10 suppliers; and require that complex needs patients receiving  
11 complex rehabilitation technology to be evaluated by a  
12 qualified complex rehabilitation technology professional or a  
13 licensed health care provider. The bill defines "complex needs  
14 patient", "complex rehabilitation technology", "individually  
15 configured", and "qualified complex rehabilitation technology  
16 supplier" for the purposes of the bill.