

**OTHER ELIGIBILITY REQUIREMENTS****CO-PAY**

**Description:** Medicaid and Family Health Plus recipients age 21 or older may be asked to pay part of the cost of some medical care/items. This is called a Co-payment or Co-pay.

**Policy:** Health care providers may ask for a co-payment for certain services from Medicaid and Family Health Plus recipients age 21 or older. There is a maximum of \$200.00 per Medicaid recipient per year for all co-payments. The co-payment year begins on April 1 each year and ends on March 31 of the following year. Once the maximum has been reached, no co-payments will be required until the new benefit year begins. There is no maximum for Family Health Plus recipients. There is no copayment for family planning treatment, services and supplies for individuals enrolled in Medicaid or Family Health Plus. There is no copayment for any treatment, services or supplies for individuals enrolled in an FPBP case. The provider cannot refuse to give medical services or goods because the recipient indicates that s/he is unable to pay the co-payment.

**References:**

SSL Sect.	366 369ee
Dept. Reg.	360-7.12
Chapter 58 Laws of 2005	
GISs	05 MA/026 05 MA/006

**Interpretation:** A Medicaid or Family Health Plus recipient age 21 or older may be asked to pay part of the cost of some medical care/items as identified below. Recipients in Managed Care plans are only required to pay prescription drug co-payments. The amounts for each are identified in **REFERENCE CO-PAYMENT**.

**OTHER ELIGIBILITY REQUIREMENTS**

**CO-PAY**

<b><u>SERVICE</u></b>	<b><u>FFS</u></b>	<b><u>MC</u></b>	<b><u>FHP</u></b>	<b><u>FPBP</u></b>
Inpatient Hospital	YES	NO	YES	NO
Outpatient Hospital & Clinic	YES	NO	YES	NO
Non-emergency/Non-urgent ER	YES	NO	YES	NO
Prescription drugs * (brand name) (generic)	YES	YES	YES	NO
Over-the-Counter Drugs**	YES	YES	YES	NO
Enteral/Parenteral Formulae/Supplies	YES	NO	YES	N/A
Covered Medical/Surgical Supplies ***	YES	NO	YES	NO
Laboratory	YES	NO	YES	NO
X-ray ****	YES	NO	YES	NO
Dental services	NO	NO	YES	N/A
Physician services	NO	NO	NO	NO
Family Planning services and supplies	NO	NO	NO	NO

\* One co-payment charge for each new prescription and each refill

\*\* Covered OTC e.g. smoking cessation products, insulin

\*\*\* Covered medical supplies e.g. diabetic supplies such as syringes, lancets, test strips, enteral formula

\*\*\*\* Radiology services e.g. diagnostic x-rays, ultrasound, nuclear medicine & oncology services

Recipients **exempt** from co-payment include the following:

Recipients under the age of twenty-one (21)

Pregnant women (This exemption continues for 2 months after the month in which the pregnancy ends.)

Recipients institutionalized in a medical facility who are required to spend all of their income, except for a personal needs allowance, on medical care. This includes all recipients in nursing facilities and Intermediate Care Facilities for the Developmentally Disabled (ICF/DD).

Recipients enrolled in Medicaid Managed Care Plans (with the exception of pharmacy co-payments and OTC).

Recipients enrolled in FPBP only cases or who receive FPBP only coverage (Coverage Code 18) in an MA case.

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Residents of Adult Care Facilities licensed by DOH or OMH and OPWDD certified community residences and recipients enrolled in a Comprehensive Medicaid Care Managed Program (CMCM), in an OPWDD Home and Community Based Services (HCBS) waiver program, or in a DOH HCBS waiver program for Persons with Traumatic Brain Injury (TBI).

**Services Exempt from Co-Payment include the following:**

Emergency Services

Family planning services, supplies, and treatment

Tuberculosis Directly Observed Therapy

Methadone Maintenance Treatment Programs, mental health clinic services, mental retardation clinic services, and alcohol and substance abuse clinic services

Drugs to treat tuberculosis, and birth control.

Psychotropic drugs

Prescription drugs for a resident of an Adult Care Facility licensed by the DOH.

**NOTE:** Co-payments are not charged by private physicians and dentists enrolled in Medicaid or, for home health and personal care services. Private physicians and dentists in Family Health Plus may charge a co-payment.