

## **CMS Guidance Documents Available on H1N1 Website as of 10/30/09**

Link to main page: <http://www.cms.hhs.gov/H1N1/>

### **MEDICARE**

**H1N1 - Medicare FFS - Emergency Qs & As (10-14-09).** Question and answer document that enumerates Medicare Fee-For-Service (FFS) policies and procedures related to emergencies (26 pp.). Includes a section specific to the H1N1 pandemic that describes Medicare coverage and payment for H1N1 vaccine administration in physician offices and alternate settings, coverage for surgical masks and H1N1 diagnostic tests, and billing information including the Free Care Rule.

**H1N1 - Medicare FFS - Emergency Qs & As that May be Implemented Only with a § 1135 Waiver (10-30-09).** Question and answer document that enumerates Medicare FFS policies and procedures that may change under a Section 1135 waiver (12 pp.). A Section 1135 waiver allows the HHS Secretary to waive or modify certain Medicare, Medicaid or CHIP requirements during a Presidentially-declared national emergency that is also declared a public health emergency by the HHS Secretary. On October 23, 2009, President Obama declared a national emergency with respect to the H1N1 influenza pandemic. On April 26, 2009, Acting Secretary Charles Johnson declared a public health emergency in response to the H1N1 virus, and Secretary Sebelius renewed that declaration on July 24, 2009 and again on October 1, 2009. Secretary Sebelius invoked the 1135 waiver authority on October 29, 2009, with a retroactive effect to October 23, 2009.

**H1N1 FACT SHEET: Requesting an 1135 Waiver (10-27-09).** A summary of the process providers must follow to request an 1135 waiver, given the Secretary's authority (3 pp.)

**FACT SHEET: Coverage of H1N1 Vaccine in Medicare Program.** Brief summary of Medicare benefits coverage for H1N1 vaccine administration and antiviral medication, and information on H1N1 vaccine recommendations (3 pp.). Written for and addressed to a lay audience (i.e. beneficiaries).

**MLN Matters SE0920: Medicare Fee-for-Services (MFFS) Billing for the Administration of the Influenza A (H1N1) Virus Vaccine.** Newsletter for Medicare providers with detailed technical information on billing and payment for H1N1 and seasonal influenza vaccination (3 pp.).

**H1N1 Fact Sheet: Medicare FFS Provider Billing (9-25-09).** Bullet points on Medicare coverage, billing, coding, cost-sharing and payment policies for H1N1 vaccination, diagnosis, and treatment (2 pp.).

### **MEDICAID**

**FACT SHEET: Coverage of H1N1 Vaccine in Medicaid/CHIP Programs.** Brief summary of Medicaid/CHIP benefits coverage for H1N1 vaccine administration and antiviral medication, and information on H1N1 vaccine recommendations (3 pp.). Written for and addressed to a lay audience (i.e. beneficiaries).

**2009 H1N1 Guidance for States.** Letter to State Health Officials outlining Medicaid/CHIP authorities and obligations related to H1N1 vaccination and treatment (10 pp.). Includes extent of coverage for H1N1 vaccine for beneficiaries, billing and coding information, providing vaccine in alternate settings, presumptive eligibility, H1N1 treatment services available to beneficiaries, and other topics.

H1N1 Fact Sheet: Medicaid/CHIP Provider Billing (10-26-09). **Bullet points on Medicaid and CHIP coverage, billing, coding, cost-sharing and payment policies for H1N1 vaccination, diagnosis, and treatment (3 pp.).**

Guidance to States on New H1N1 Billing Codes. **Question and answer document describing how newly established billing codes for H1N1 vaccine and vaccine administration may be used when billing Medicaid (1 pg.).**

## **GENERAL EMERGENCY RESPONSE**

EMTALA Fact Sheet. **Memorandum to State Survey Directors describing requirements, options, and waivers for hospitals related to EMTALA, the Emergency Medical Treatment and Active Labor Act (4 pp.). Includes options for managing emergency department surges in compliance with EMTALA.**

CMS Pandemic Influenza Operations and Response Plan. **Agency-level plan on continuity of operations and pandemic influenza response, updated in September 2009 (111 pp.).**