



DATE: JULY 21, 2010

TO: DRUG COURT COORDINATORS AND PROVIDERS

FROM: BUSINESS PSYCHOLOGY ASSOCIATES

**SUBJECT: ADULT DRUG COURT CLIENTS PRIVATE INSURANCE  
& FINANCIAL ELIGIBILITY**

Effective April 1, 2010, all **adult** Drug Court participants were required to meet financial criteria to access state funded treatment services. Like most other Substance Use Disorder (SUD) clients, Drug Court clients are now obligated to contribute to the payment of their services based on the 2010 Poverty Rate Matrix guidelines. A client's ability to access private insurance has always been a consideration when calculating financial eligibility because the State's treatment dollars are considered 'funds of last resort'.

Since the implementation of this process, many questions and concerns have arisen to warrant further review of this requirement by the Department of Health and Welfare (DHW) and the Supreme Court. To facilitate this review process, we are instituting a moratorium whereby private insurance will not be considered in determining financial eligibility for clients served under drug court funding.

The moratorium will begin immediately and will be in effect until further notice.

The detailed impacts to you and your clients with private insurance benefits are as follows:

1. Drug Court Coordinators and Providers must continue to collect and report financial information, including insurance coverage, during the moratorium.
2. For all current Drug Court participants and new clients entering the Drug Court treatment program during the moratorium, private insurance will not be considered in their financial eligibility criteria.
  - Earnings will still be considered to determine the client's level of co-pay.
3. For Drug Court participants who were denied state funding after April 1, 2010, because they have private insurance, you may submit newly dated and signed Intake and Financial forms to BPA to receive an authorization.
  - Earnings will still be considered to determine the client's level of co-pay.
  - Any claims for services since April 1, 2010 denied due to a client having private insurance, may be resubmitted for processing once the new authorization is received.

4. For services that were provided on or after April 1, 2010, but were never billed because the client has private insurance, you may send newly dated and signed Intake and Financial forms to BPA to receive a backdated authorization. Claims related to those services may then be submitted with the new authorization number.
5. When processing Intake paperwork, BPA **will not** consider a client's access to private health insurance when determining financial eligibility during the moratorium.
6. Clients eligible for Medicaid benefits **will not** be included in the moratorium. Drug Court coordinators and Providers must continue to collect and report Medicaid eligibility for all Drug Court participants.

If you have questions regarding this communication please contact the BPA Customer Services Center at (208) 947-4393 or (800) 922-3406.

Thank you,

Business Psychology Associates