

CONDITION VII: ARRANGEMENTS FOR PHYSICAL THERAPY, OCCUPATIONAL THERAPY AND SPEECH LANGUAGE PATHOLOGY SERVICES TO BE PERFORMED BY OTHERS THAN SALARIED ORGANIZATION PERSONNEL

POLICY

PROFESSIONAL AND ADMINISTRATIVE RESPONSIBILITY FOR THE PHYSICAL, OCCUPATIONAL, AND SPEECH LANGUAGE PATHOLOGY SERVICES PROVIDED THROUGH AN ARRANGEMENT RESTS WITH THE CLINIC EVEN THOUGH SUCH SERVICES MAY BE ARRANGED WITH ANOTHER PROVIDER OF SERVICES.

PROCEDURE

MAJOR SOURCES OF INFORMATION FOR COMPLIANCE WITH THIS REQUIREMENT IS AS FOLLOWS:

- CONTRACT EMPLOYEE AGREEMENT
- PERSONNEL RECORDS
- CLINICAL RECORDS
- CLIENT CARE POLICIES

CONDITION VII: STANDARD SUBSECTION (A): CONTRACT PROVISIONS

POLICY

THE WRITTEN CONTRACT:

- (1) SPECIFIES THE TERM OF THE CONTRACT AND THE MANNER OF TERMINATION OR RENEWAL
- (2) REQUIRES THAT PERSONNEL WHO FURNISH THE SERVICES MEET THE REQUIREMENTS THAT ARE SET FORTH IN THIS SUBPART FOR SALARIED PERSONNEL; AND
- (3) PROVIDES THAT THE CONTRACTING OUTSIDE RESOURCE MAY NOT BILL THE PATIENT OR MEDICARE FOR THE SERVICES. THIS LIMITATION IS BASED ON SECTION 1861 (W) (1) OF THE ACT, WHICH PROVIDES THAT:
 - (i) ONLY THE PROVIDER MAY BILL THE BENEFICIARY FOR COVERED SERVICES FURNISHED UNDER ARRANGEMENTS; AND

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- (ii) RECEIPT OF MEDICARE PAYMENT BY THE PROVIDER, ON BEHALF OF AN ENTITLED INDIVIDUAL, DISCHARGES THE LIABILITY OF THE INDIVIDUAL OR ANY OTHER PERSON TO PAY FOR THOSE SERVICES.