PURPOSE: This rule sets out the requirements of submitting a claim for payment, establishes the criteria by which expenses are paid, and sets out the maximum payment for CARE providers who perform a forensic examination of a person five (5) years of age or under, who is an alleged victim of physical abuse or neglect.

(1) For purposes of this section, the following terms mean:
   a. “Child abuse medical resource centers” (MRC) - medical institutions affiliated with accredited children’s hospitals or recognized institutions of higher education with accredited medical school programs with board-certified child abuse pediatricians who provide training, support, mentoring, and peer review to CARE providers in Kansas;
   b. “Child abuse review and evaluation provider” or “CARE provider” – means a physician, advanced practice nurse, or physician’s assistant licensed in this state who provides medical diagnosis and treatment to children suspected of being victims of physical abuse or neglect and who receives –
      i. Kansas-based initial intensive training regarding child maltreatment from the CARE network;
      ii. Ongoing update training on child maltreatment from the CARE network;
      and
      iii. Peer review and new provider mentoring regarding the forensic evaluation of children suspected of being victims of abuse from the CARE network;
   c. “Child abuse review and evaluation exam” or “CARE exam” - any forensic medical evaluation for physical abuse concerns of a child who is five years of age or under by a CARE provider to collect and preserve evidence;

(2) All claims for reimbursement of a child physical abuse forensic examination shall be submitted to KDHE as a payor of first resort within thirty (30) days of the child physical abuse forensic examination. KDHE shall only reimburse professional fees for CARE providers who provide a child physical abuse forensic examination. KDHE shall not reimburse providers for medical procedures, facility fees, supplies, laboratory/radiology tests, court preparation, or court testimony.

(3) All claims for reimbursement shall be made on the Child Physical Abuse Forensic Examination form. The CARE provider must ensure that all fields of the claim form are completely and legibly filled out. If the claim form is incomplete or unsigned, the claim may be rejected or denied.

(4) The Child Physical Abuse Forensic Examination form must include all applicable signatures, including consent or authorization for the child physical abuse forensic examination from the requesting agency (DCF/Law Enforcement) or person responsible for bringing the child to the CARE provider (parent, guardian, etc.) as well as the signature of the CARE provider who performed the child physical abuse forensic examination.

(5) Maximum reimbursement for eligible claims shall be—
   a. Seven hundred fifty dollars ($750.00) for a child physical abuse forensic examination.

(6) Professional fee charges for the child physical abuse forensic examination or case review shall not be billed to other payment resources, such as the patient’s parent or guardian,
health insurance, Medicaid, or Medicare.

(7) Only one (1) child physical abuse forensic examination per report of physical abuse on an alleged victim may be reimbursed and no reimbursement will be made for any subsequent exam on the same victim.

(8) For a claim to be eligible for reimbursement by KDHE—
   a. The alleged physical abuse incident must have occurred in Kansas; or
   b. The alleged victim of physical abuse must be a Kansas resident.

(9) KDHE, at its discretion, may require additional information regarding the child physical abuse forensic examination or case review for auditing purposes.