
In Lieu of Services (ILOS) 101

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Agenda

- Overview of in lieu of services (ILOS)
- ILOS in Oregon – what and how
- Frequently asked questions
- Upcoming technical assistance
- Questions and discussion

Poll: Your role in ILOS

Overview of in lieu of services (ILOS)

In lieu of services (ILOS) are **medically appropriate** and **cost-effective substitutes** for covered services or settings under the State Medicaid plan, the Oregon Health Plan.

- Coordinated care organizations (CCOs) are not required to offer ILOS to members.
- CCO members are not required to use the alternative service or setting.

Centers for Medicare & Medicaid Services' (CMS) ILOS requirements outlined in 42 CFR 438.3(e)(2).

Intent and purpose of ILOS

- ✓ Provides flexibility to offer services in innovative, **community-centered ways or in non-clinical settings** to meet members where they are
- ✓ Supports **key services**, such as engagement in mental health and substance use treatment or chronic disease self-management
- ✓ Addresses the **social determinants of health and equity (SDOH-E)** for members
- ✓ Connects to the larger vision of health for all Oregonians **through coordination and alignment with existing programs**

ILOS in Oregon

- Nationally, Oregon is an earlier adopter of ILOS
- Oregon elected to adopt ILOS in the state Medicaid Waiver in **2021**
- The first set of seven ILOS were available for adoption by CCOs in **2023**
- Oregon consults with other states to see how they're using ILOS

2023 Oregon ILOS

There are currently **seven** ILOS available to CCOs for implementation in 2023:

- Community Health Worker Services - Alternative Setting
- Peer and Qualified Mental Health Associate Services - Alternative Setting
- Diabetes Self-Management Programs – Online Setting
- National Diabetes Prevention Program - Alternative Setting*
- Chronic Disease Self-Management Education Programs - Alternative Setting
- Infant Mental Health Pre- & Post-Testing Services
- Lactation Consultations – Alternative Setting

*Covered on next slide

National Diabetes Prevention Program (DPP)

- Oregon's ILOS DPP was originally conceived as a solution to solve commonly-experienced barriers to billing and being paid for National DPP service provision
- Through ongoing work with CCOs, a solution within standard billing became clear that would address many of the common barriers to billing National DPP
- While the National DPP ILOS is still approved for use in 2023-24 and may be appropriate for some cases, those cases are still being developed

Learn more about the National DPP and billing through standard Medicaid (not ILOS) at [upcoming webinars](#).

Question:
What are your ideas for ILOS?

Adding new ILOS in Oregon

Oregon has the option to add **new ILOS annually**.

Starting this year, the following **process for proposing new ILOS will take place between November and March**:

- CCOs, OHA and community partners propose ideas
- OHA ILOS policy team reviews initial list of ideas for eligibility, feasibility and alignment with program intent
- OHA and partners develop specifications for new ILOS (i.e. billing and coding guidance)
- OHA submits ideas to CMS for approval, and CMS-approved ILOS are added to CCO contracts

Proposed 2024 additional ILOS

Additional ILOS have been proposed and have the potential to be included in 2024 contracts:

- **HIV and Sexually-Transmitted Infection (STI) testing and treatment services** - alternative setting
- **Traditional Health Worker services for HIV/STI disease management** - alternative setting

Covered service vs. ILOS example

Covered service	In lieu of service (ILOS)
Lactation consultations in office or other outpatient settings provided by an International Board Certified Lactation Consultant (IBCLC)	Lactation services provided in a community setting , such as in the member's home, provided by a certified lactation education counselor or certified breastfeeding specialist

Covered service vs. ILOS example

Covered service	In lieu of service (ILOS)
Psychosocial rehabilitation services; clubhouse services; Substance Use Disorder (SUD) certified peer services in a clinic	Ongoing substance use recovery support provided to a member pre- or post-assessment and diagnosis by a certified Peer Support Specialist, Peer Wellness Specialist or Qualified Mental Health Associate in a community setting

What do CCOs need to do begin offering ILOS?

CCOs must follow **implementation requirements** outlined in CCO contracts with OHA before offering an ILOS, such as:

- Include ILOS(s) in member handbook and ILOS providers in provider directory
- Provide appropriate notification of service(s) to members
- Create policies around ILOS provider referrals

CCOs can choose to offer any CMS-approved ILOS mid-year.

See CCO Contracts (Exhibit B, Part 2, Sec. 11) for ILOS implementation requirements.

What are the ILOS reporting requirements?

1. Submission of encounter data for ILOS provided to members
 - ILOS encounter claims must include the modifier V4 for tracking purposes.
2. Annual reporting of aggregate ILOS information in the Exhibit L
 - **Exhibit L, Report L6, Line Item 15:** CCOs are expected to report the total dollar amount incurred for ILOS provided in any of the categories listed in the CCO contract.
 - **Exhibit L, Reports L18 and L18.1:** CCOs are expected to provide the total payments by ILOS category, separated by OHP vs. Non-Medicaid spending.

Frequently asked questions

How are ILOS different than health-related services (HRS)?

- **Health-related services (HRS)** are non-covered services that are offered as a **supplement to covered benefits** under Oregon's Medicaid State Plan to improve care delivery and overall member and community health and well-being.
- **In lieu of services (ILOS)** allows CCOs to offer certain pre-approved, medically appropriate and cost-effective services as an **alternative to a covered benefit**

How are ILOS different than health-related services (HRS)? (continued)

Example:

Covered service	In lieu of service (ILOS)	Health-related service (HRS)
Diabetes self-management training services provided in a clinical setting (primary care office, clinic, hospital, etc.)	Diabetes self-management training program provided online	Gym membership or physical activity classes to support OHP members' diabetes management

See OHA guidance document ["Comparing CCO Spending Initiatives"](#) updated September 2023 for more examples.

I am a provider interested in providing an ILOS. How can I start?

- CCOs can choose to offer an ILOS
- Look in your CCO's member handbook to determine if the ILOS of interest has been adopted
- If not offered, contact your CCO and share your interest

What are the requirements for ILOS providers?

- Eligible provider types and supervisory requirements for each ILOS are outlined in the [list of approved Oregon ILOS](#).
 - If an ILOS does not specifically state provider eligibility and supervisory requirements, the ILOS follows provider and supervisory requirements as outlined for the aligned State Plan service.
- CCOs **may be more prescriptive** than the eligibility and supervisory requirements outlined in the ILOS descriptions. It is up to each CCO's discretion which additional criteria they may choose to require of ILOS providers.

See the [ILOS Billing Guide](#) and contact your CCO for more guidance.

Questions?



Design schedule

Pre-design sessions	Idea generation & prioritization Review ILOS ideas already collected, share and collect new ideas, discuss feasibility and prioritize which ILOS to move forward	Who: CCO staff and community partners
		When: November 7, 2023 at 11 a.m. November 14, 2023 at 2 p.m.
Design sessions	Detail specification Determine specifics of each service. One session per each ILOS proposed, up to 4 sessions.	Who: all invested parties
		When: • November 29, 2023, 10-11:30 a.m. • December 6, 2023, 3:30-5 p.m. • December 8, 2023, 10:30 a.m.-noon • December 11, 2023, 2-3:30 p.m.
How to participate	Where: Virtual Zoom meetings. Registration is required to attend. Click on dates to register for individual sessions.	

Upcoming technical assistance (TA)

- ILOS billing office hours
 - Oct. 30, 1-2 p.m.
 - Register via the [OHA ILOS webpage](#)
- **One-on-one TA is available to CCOs** interested in implementing ILOS.
 - **Contact:** Bethany Linscott-Lowe (lowbe@ohsu.edu) or Hannah Bryan (bryanh@ohsu.edu)

ILOS guidance documents:

- [List of 2023 Oregon In Lieu Of Services](#)
- [Comparing CCO Spending Initiatives - Updated September 2023](#)
- [ILOS Billing Guide - Updated August 2023](#)