

# Ensure DMEPOS Claims for Dual Eligible Beneficiaries are Assessed Against Medicaid's Broader Criteria

**January 31, 2017**

Ensure DMEPOS Claims for Dual Eligible Beneficiaries are assessed against Medicaid's Broader Criteria. On February 2, 2016, CMS issued updated regulations stating that Medicaid must cover appropriate medical supplies, equipment and appliances suitable for use in any setting in which normal life activities take place, other than inpatient settings. In sum, coverage cannot be limited to the home setting, as long as the other coverage requirements are met.

The regulation 3 was effective July 1, 2016 but will take effect in certain states up to two years later, depending on state legislative cycles. The regulation means that Medicaid may not use Medicare coverage as a complete proxy for Medicaid coverage of medical supplies, equipment and appliances for dual eligible beneficiaries. As noted above, Medicaid coverage of medical supplies, equipment and appliances is broader than Medicare's, so it is critical that states assess claims for medical supplies, equipment, and appliances for dual eligible beneficiaries against these broader criteria.