SUBCHAPTER 25H – DENTAL SERVICES

SECTION .0100 - RESERVED FOR FUTURE CODIFICATION

10A NCAC 25H .0100 RESERVED FOR FUTURE CODIFICATION

SECTION .0200 - GENERAL

10A NCAC 25H .0201 DEFINITIONS

- (a) "Dental Services" means diagnostic, preventive or corrective procedures or dentures provided by or under the supervision of a dentist. These services include treatment of the teeth and associated structures of the oral cavity, and of disease, injury, or impairment which may affect the oral or general health of the individual.
- (b) "Emergency dental care services" means those necessary to control bleeding, relieve pain, or eliminate acute infection, including emergency endodontic therapy; operative procedures which are required to prevent pulpal death and the imminent loss of teeth; or treatment of injuries to the teeth or supporting structures (e.g., bone or soft tissues contiguous to the teeth). Prosthetic repairs that, if delayed for prior approval, would adversely affect the health of the patient may be considered emergency procedures.
- (c) "Routine services" means examinations, radiographs, preventive services, tooth extractions, minor oral surgical procedures, restorative services, prosthetic repairs and adjunctive services, such as general anesthesia, professional consultations and visits and the intramuscular injections of medicaments and drugs.

History Note: Authority G.S. 108A-25(b); 108A-54; S.L. 1985, c. 479, s. 86; 42 C.F.R. 440.100;

Eff. February 1, 1976;

Readopted Eff. October 31, 1977;

Amended Eff. October 1, 1992; December 1, 1987; February 29, 1980;

Transferred from 10A NCAC 22O .0201 Eff. May 1, 2012;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 23, 2016.

10A NCAC 25H .0202 ELIGIBILITY

History Note: Authority G.S. 108A-25(b); 108A-54; S.L. 1985, c. 479, s. 86;

42 C.F.R. 440.210; 42 C.F.R. 440.220;

Eff. February 1, 1976;

Readopted Eff. October 31, 1977; Amended Eff. February 29, 1980;

Transferred from 10A NCAC 22O .0203 Eff. May 1, 2012; Expired Eff. August 1, 2016 pursuant to G.S. 150B-21.3A.

10A NCAC 25H .0203 STANDARDS FOR PARTICIPATION

- (a) Dentists who provide services under the Medicaid program shall meet the following standards:
 - (1) be licensed by the appropriate state authority;
 - (2) comply with State and federal statutes, rules, and regulations of the Medicaid program; and
 - (3) agree that the State Medicaid Agency or its designated agents may audit Medicaid dental records.
- (b) Dentists who provide services under the Medicaid program shall ensure all services:
 - (1) are offered in accordance with Title VI of the 1964 Civil Rights Act, which is incorporated by reference with subsequent amendments and editions and available free of charge at http://uscode.house.gov/;
 - are offered in accordance with Section 504 of the Rehabilitation Act of 1973, which is incorporated by reference with subsequent amendments and editions and available free of charge at http://uscode.house.gov/; and
 - (3) are within accepted dental standards for quality in the community and medically necessary pursuant to 10A NCAC 25A .0201.

History Note: Authority G.S. 108A-25(b); 108A-54; 108A-54.1B;

Eff. February 1, 1976;

Readopted Eff. October 31, 1977;

Amended Eff. February 29, 1980; Transferred from 10A NCAC 22O .0202 Eff. May 1, 2012; Readopted Eff. June 1, 2019.

10A NCAC 25H .0204 AMOUNT: DURATION: AND SCOPE OF SERVICES

- (a) Necessary and essential dental services, subject to the criteria and restrictions in the North Carolina Dental Manual are covered for all eligible Medicaid recipients. Only the procedures listed in the North Carolina Dental Manual are generally covered under the North Carolina Dental Program.
- (b) Exceptions may be made when recommended by the Dental Consultant and approved by the agency head when:
 - (1) An emergency condition causing pain or suffering needs immediate attention; or
 - (2) An alternative dental treatment plan is safe, medically acceptable and less expensive but is not on the procedure list; or
 - (3) The procedure is medically necessary and is of such complexity and the circumstances are so unusual that a coverage decision requires individual consideration based on the medical condition of the client, diagnosis, prognosis, and the unavailability of other alternative treatment options.

History Note: Authority G.S. 108A-25(b); S.L. 1985, c. 479, s. 86;

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Transferred from 10A NCAC 22O .0204 Eff. May 1, 2012;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 23, 2016.

10A NCAC 25H .0205 RESTRICTIONS AND PRIOR APPROVAL

- (a) The Division of Medical Assistance shall have the right of prior approval for dental services except for routine and emergency services.
- (b) All other dental services are subject to prior approval. Dental services categories requiring dental prior approval are as follows: Elective root canal treatment, periodontal services, orthodontic services, complex oral surgical and reconstructive procedures, complete and partial dentures, denture relines and analgesia (nitrous oxide). Each specific procedure under the American Dental Association (ADA) service category in this Paragraph will be listed in the provider dental manual and provider bulletins with the appropriate prior approval service restriction guidelines.
- (c) The Division of Medical Assistance may require prior approval for any services for individual providers who have been investigated by the Division under 10A NCAC 22F or by the Attorney General's Fraud Control Unit under 42 Code of Federal Regulations 455.300, and the investigation resulted in monetary recovery of payments made by Medicaid to the provider or criminal conviction of the provider.

History Note: Authority G.S. 108A-25(b); 108A-54; S.L. 1985, c. 479, s. 86;

Eff. February 1, 1976;

Amended Eff. September 30, 1977; Readopted Eff. October 31, 1977;

Amended Eff. October 1, 1992; February 29, 1980; Transferred from 10A NCAC 220 .0205 Eff. May 1, 2012;

Pursuant to G.S. 150B-21.3A, rule is necessary without substantive public interest Eff. July 23, 2016.

10A NCAC 25H .0206 PRIOR APPROVAL

History Note: Authority G.S. 108A-25(b); 108A-54; S.L. 1985, c. 479, s. 86;

Eff. February 1, 1976;

Readopted Eff. October 31, 1977;

Transferred from 10A NCAC 22O .0211 Eff. May 1, 2012; Expired Eff. August 1, 2016 pursuant to G.S. 150B-21.3A.

SECTION .0300 – SERVICES PROVIDED

10A NCAC 25H .0302 SPECIFIC GUIDELINES

10A NCAC 25H .0303 ANESTHESIA 10A NCAC 25H .0304 ANALGESIA 10A NCAC 25H .0305 DRUGS

History Note: Authority G.S. 108A-25(b); 108A-54; S.L. 1985, c. 479, s. 86;

Eff. February 1, 1976;

Readopted Eff. October 31, 1977;

Amended Eff. October 1, 1992; December 1, 1987; January 1, 1982; February 29, 1980; October 31,

1977;

Transferred from 10A NCAC 22O .0206-.0210 Eff. May 1, 2012; Expired Eff. August 1, 2016 pursuant to G.S. 150B-21.3A.