



MONTANA HEALTHCARE PROGRAMS NOTICE

May 5, 2023

CAH, Family Planning Clinic, Hospital Inpatient, Hospital Outpatient, IHS, Mid-Level, and Physician Providers

Effective Immediately

Revised

Medicaid Coverage of Abortion Services

A lawsuit has been filed challenging the rule amendments adopted under Montana Administrative Register (MAR) Notice No. 37-1024, and seeking preliminary and permanent injunction against the rule amendments. A temporary restraining order has been entered, enjoining enforcement of the rule changes pending hearing on the request for a preliminary injunction. Accordingly, Montana Medicaid has postponed implementation of the rule amendments adopted under MAR 37-1024 until further notice.

The procedures to obtain Medicaid reimbursement for abortion services that applied prior to the adoption of the final rule in MAR 37-1024 will continue to apply until further notice.

Current Procedure for Reimbursement

A completed and signed [Physician Certification for Abortion Services Form \(MA-037\) Forms A-C](#) must be submitted with every abortion claim indicating one of the following conditions apply:

- The abortion is deemed medically necessary.
- The pregnancy is the result of an act of rape or incest.
- The member is in danger of death unless an abortion is performed as certified by a physician.

Providers are reminded that the Physician Related Services Manual also addresses the submission of claims for reimbursement of abortion services.

Contact and Website Information

If you have questions regarding this provider notice, please contact:

- Physician Program Officer, (406) 444-3995
- Hospital Program Officer, (406) 444-7002

For claims questions or additional information, contact Montana Provider Relations at (800) 624-3958 or (406) 442-1837 or email [Montana Provider Relations Helpdesk](#).

Visit the [Montana Healthcare Programs Provider Information website](#) to access your provider type page. Choose Resources by Provider Type in the left-hand menu.