

ADMINISTRATIVE POLICY STATEMENT

Wisconsin Marketplace

Policy Name & Number	Date Effective
Court Mandated Health Services-WI MP-AD-1457	01/01/2025-02/28/2025
Policy Type	
ADMINISTRATIVE	

Administrative Policy Statements are derived from literature based on and supported by clinical guidelines, nationally recognized utilization and technology assessment guidelines, other medical management industry standards, and published MCO clinical policy guidelines. Medically necessary services include, but are not limited to, those health care services or supplies that are proper and necessary for the diagnosis or treatment of disease, illness, or injury and without which the patient can be expected to suffer prolonged, increased, or new morbidity, impairment of function, dysfunction of a body organ or part, or significant pain and discomfort. These services meet the standards of good medical practice in the local area, are the lowest cost alternative, and are not provided mainly for the convenience of the member or provider. Medically necessary services also include those services defined in any Evidence of Coverage or Certificate of Coverage documents, Medical Policy Statements, Provider Manuals, Member Handbooks, and/or other plan policies and procedures.

Administrative Policy Statements do not ensure an authorization or payment of services. Please refer to the plan contract (often referred to as the Evidence of Coverage or Certificate of Coverage) for the service(s) referenced in the Administrative Policy Statement. Except as otherwise required by law, if there is a conflict between the Administrative Policy Statement and the plan contract, then the plan contract will be the controlling document used to make the determination.

According to the rules of Mental Health Parity Addiction Equity Act (MHPAEA), coverage for the diagnosis and treatment of a behavioral health disorder will not be subject to any limitations that are less favorable than the limitations that apply to medical conditions as covered under this policy.

Table of Contents

A. Subject.....	2
B. Background.....	2
C. Definitions	2
D. Policy	2
E. Conditions of Coverage.....	2
F. Related Policies/Rules.....	2
G. Review/Revision History.....	2
H. References.....	2

A. Subject

Court Mandated Health Services

B. Background

Court mandated health services are treatments ordered as a result of criminal, civil, or custodial judicial proceedings. Services may include withdrawal management, medication assisted treatment, community-based services, behavioral health inpatient or outpatient treatment, medical inpatient or outpatient treatment, and/or other treatment related to one's overall health.

C. Definitions

- **Court Mandated Health Services** – Court order issued upon the decision of a judge or the result of a judicial proceeding for health-related services.
- **Emergency Detention** – A person detained under reasonable grounds to be believed to have a mental illness, either dangerous or gravely disabled, and in immediate need of hospitalization and treatment.

D. Policy

- I. Court mandated health services are subject to all existing Common Ground Healthcare Cooperative ("CGHC") policies and procedures, including medical necessity determination and prior authorization as necessary.
- II. If court ordered health services are determined as not meeting medical necessity criteria, the member will be referred to care management to ensure access to the proper treatment and services and assist in coordination of necessary care.

E. Conditions of Coverage

N/A

F. Related Policies/Rules

Medical Necessity Determinations

G. Review/Revision History

DATE		ACTION
Date Issued	08/14/2024	New policy. Approved at Committee.
Date Revised		
Date Effective	01/01/2025	
Date Archived	02/28/2025	This Policy is no longer active and has been archived. Please note that there could be other Policies that may have some of the same rules incorporated and CareSource reserves the right to follow CMS/State/NCCI guidelines without a formal documented Policy.

H. References

1. Coverage for Court-Ordered Services for the Mentally Ill, WIS. STAT. § 609.65 (2023).
2. *Common Ground HealthCare Cooperative Certification of Coverage*. Common Ground; 2025. www.CGHC.com

The ADMINISTRATIVE Policy Statement detailed above has received due consideration as defined in the ADMINISTRATIVE Policy Statement Policy and is approved.

Archived