

ADMINISTRATIVE POLICY STATEMENT

Arkansas PASSE

Policy Name & Number	Date Effective
Court Mandated Health Services-AR PASSE-AD-1056	10/01/2026
Policy Type	
ADMINISTRATIVE	

Administrative Policy Statements contain supplemental information regarding standard benefit administration and coverage details. Administrative Policy Statements do not guarantee an authorization or payment of services. The Member's plan contract (e.g., Evidence of Coverage, Member Handbook) contains specific terms and conditions, including limitations, exclusions, benefit maximums, eligibility, and other relevant conditions of coverage. Except as otherwise required by law, if there is a conflict between the Administrative Policy Statement and the plan contract and/or provider agreement, then the plan contract and/or provider agreement will be the controlling document. Reasonable discretion may be used in interpreting and applying this Policy Statement to services provided in a particular case, and the policy may be modified at any time. Policy Statements may be superseded by federal and state laws and regulations, as applicable. In the case of a discrepancy between the Policy Statement's effective date and any applicable legal or regulatory requirement, the law or regulation will govern.

Coverage for mental health and substance use disorder (MH/SUD) benefits are provided at the same level as coverage for medical and surgical (M/S) benefits, as required by the Mental Health Parity and Addiction Equity Act (MHPAEA). MH/SUD benefits are not subject to limits or requirements that are more restrictive than those that apply to M/S benefits.

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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.

D. Policy

- I. Court mandated health services are subject to all existing CareSource policies and procedures, including medical necessity determination and prior authorization, when required.
- II. If court mandated health services are determined to not meet medical necessity criteria, the member's care coordinator provides assistance to ensure access to proper treatment and services while coordinating necessary care.

E. Conditions of Coverage

N/A

F. Related Policies/Rules

Medical Necessity Determinations
Nonmedical Community Supports and Services

G. Review/Revision History

DATES		ACTION
Date Issued	02/04/2021	New Policy
Date Revised	04/25/2022	Annual review.
	07/21/2022	Added NCSS statement to Conditions of Coverage.
	10/11/2023	Annual review: moved NCSS to related policies; Approved at Committee
	02/26/2025	Annual review – references updated; approved at Committee.
	07/01/2026	Annual review, approved at Committee.
Date Effective	10/01/2026	
Date Archived		

H. References

1. Treatment, ARK. CODE ANN. § 20-47-218 (2024).