

Sexual Assault Reimbursement Guidelines

Law enforcement agencies can apply for reimbursement for the forensic costs associated with sexual assault examinations pursuant to articles 56.06 and 56.065, Texas Code of Criminal Procedure.

What is covered?

The Crime Victims' Compensation Program will reimburse law enforcement "reasonable costs" associated with forensic sexual assault examinations of victims of alleged sexual assaults in an amount **not to exceed \$1000.00 in the aggregate for dates of crime on or after July 15, 2016. For dates of crime prior to July 15, 2016, the amount shall not exceed \$700.00 in the aggregate.** Reimbursement of reasonable costs is based on the Texas Department of Insurance, Division of Workers' Compensation Commission Medical Fee Guidelines.

Law enforcement is not required to pay any costs for treatment of injuries. Expenses other than the actual costs for the sexual assault examination, such as treatment or diagnosis of a victim, are not allowable expenses and will not be reimbursed under this program, but may be compensable under a CVC claim or an Emergency Medical Care claim. (See **Emergency Medical Care Reimbursements** for more information on reimbursement for those costs.)

What constitutes an examination?
A sexual assault medical forensic examination consists of four parts: <ul style="list-style-type: none">• History for the purpose of diagnosis and treatment• Detailed head-to-toe assessment for trauma• Detailed anogenital assessment for trauma; and• Forensic evidence collection as indicated by history and findings
It is not necessary for all four parts to be completed to be eligible for reimbursement.
To be eligible for reimbursement of examiner fees, the medical provider who conducts the examination must at a minimum interact with the patient while initiating at least one part of the examination. For example: <ul style="list-style-type: none">• This would include a medical provider or SANE who was called out to perform the examination and began the consent process and patient history, but was unable to begin any other assessments because the patient did not consent to further examination.• This would not include a patient no show.
CVC will not reimburse law enforcement for:
<ul style="list-style-type: none">• Sexual assault examination of a suspected perpetrator• Laboratory analysis of victim's clothing, crime scene materials, or objects including weapons• Pharmacy, including take home drugs and self-administered drugs• Paternity tests• Multiple examinations of the same victim for the same crime• Follow up Care or treatment for medical treatment• Travel Time

How to Apply

The law enforcement agency may seek reimbursement using the [OAG Application for Reimbursement](#). The following are guidelines to provide further assistance in completing the [OAG Application for Reimbursement](#):

Complete all sections of the one-page application for reimbursement.
<ul style="list-style-type: none">• Include date of crime.• The verification section of the application must be signed by an appropriate representative of the law enforcement agency who has knowledge of the facts stated in the verification.• Incomplete applications will not be processed and will be returned to the law enforcement agency noting the reason the application is incomplete.
Attach all bills associated with the requested sexual assault examination to the application.
The bills should include the appropriate billing codes or itemization for individual charges.
Include proof of payment, such as a copy of the check that shows the cost of the sexual assault examination has been paid by the law enforcement agency.

Billing

The maximum aggregate amount for which the OAG will reimburse a law enforcement agency for all costs associated with a forensic sexual assault examination of a victim will be:

- \$700.00 for dates of crime before July 15, 2016
- \$1000.00 for dates of crime on or after July 15, 2016

For maximum reimbursement, submit itemized bills from the provider with individual charges listed for each service rendered. See the **Standard Costs Associated with Examination** for maximum reimbursement rates.

Sexual assault examiner and sexual assault nurse examiners (SANE) billing
<ul style="list-style-type: none">• A sexual assault examiner or a sexual assault nurse examiners (SANE) should bill the law enforcement agency his or her usual and customary charge for the examination on his or her standard billing form.• The bill must include a descriptive itemized statement of the services provided and be signed by a physician or licensed nurse practitioner. The OAG will determine the appropriate CPT/Revenue codes.
Itemized medical services
<ul style="list-style-type: none">• Each cost associated with the medical services or procedures in a sexual assault examination must be itemized and, for services provided by a physician, should be identified with a five-digit Current Procedural Terminology (CPT) code.• The CPT code is a nationally accepted systematic listing which is published by the American Medical Association. CPT coding provides an accurate identification of services and procedures.• If there are no specific CPT codes for the medical services or procedures provided in the sexual assault examination, CVC will accept a Revenue Code, or the CPT code for services or procedures that are comparable to those used in the sexual assault examination.
Resubmission
<ul style="list-style-type: none">• If you feel payment of an audit was incorrect or are requesting a supplemental payment, bills may be submitted to CVC for further review.• Copies of the original bill with the original OAG claim number, original explanations of benefits, and a new itemized bill and reason or explanation of resubmission must be attached to the request.• If after further review additional payments are needed, a supplemental warrant will be issued.