



Sexual Assault Exam Reimbursement Guidelines

Crime Victim Services Division
Office of the Attorney General
State of Texas
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1 FORENSIC COST REIMBURSEMENT GENERAL INFO

Reimbursement for the forensic and medical costs of sexual assault exams is available through the Crime Victims' Compensation (CVC) Program.¹

A sexual assault exam includes two parts: forensic evidence collection to be used in the investigation of the criminal case and medical care for the evaluation and treatment of injuries.

CVC can reimburse:

- Victims and providers for the medical costs of sexual assault exams; and
- Law enforcement agencies or medical providers for the forensic costs of sexual assault exams depending on date of exam.

Forensic and medical costs are billed separately. Victims cannot be billed for the forensic costs of a sexual assault exam.

1.1 SEXUAL ASSAULT EXAM

During a sexual assault exam, the medical provider is focused on treatment of the patient and collection of forensic evidence. The medical provider will:

- Obtain patient's medical forensic history
- Perform head-to-toe exam to assess for trauma
- Coordinate treatment of injuries
- Document biological and physical findings
- Collect evidence from the patient as indicated by history and findings

It is not required to complete every part of the sexual assault exam to be eligible for reimbursement.

1.2 REIMBURSEMENT LIMITS

Reasonable costs not to exceed \$1,000 for crimes committed after 7/14/2016. For dates of crime before this, other limits will apply.²

See Appendix A: Standard Costs Associated with Sexual Assault Exam for maximum reimbursement rates.

1.3 REIMBURSABLE COSTS

CVC will reimburse forensic costs such as the examiner fee, place of service fee, exam fees, sexual assault kit, laboratory procedures, and other expenses.

CVC will not reimburse the following as forensic costs:

- Suspected perpetrator exam
- Paternity tests
- Forensic interviews
- Multiple exams of the same victim for the same crime
- Travel time
- Medical treatment
- Follow up care
- Pharmacy, including take home drugs and self-administered drugs

See Appendix A: Standard Costs Associated with Sexual Assault Exam for more information on reimbursable costs.

¹ Texas Code of Criminal Procedure, Arts. [56.06](#) and [56.065](#).

² [Texas Administrative Code, Title 1, Part 3, Chapter 61, Subchapter I, Rule §61.801\(d\)](#).

1.4 BILL REQUIREMENTS

Each cost associated with the forensic services or procedures of sexual assault exams must be:

- Billed on provider's standard billing form such as UB-04 or CMS-1500;
- Itemized; and
- Identified by Current Procedural Terminology (CPT) code.

If there are no specific CPT codes for the forensic services or procedures provided, CVC will accept a revenue or CPT code for comparable services or procedures.

For a sexual assault examiner or a sexual assault nurse examiner (SANE), each cost associated with the medical forensic services or procedures in a sexual assault exam must include a descriptive itemized statement, billed on his or her standard billing form.

See Appendix A: Standard Costs Associated with Sexual Assault Exam for more information on commonly used CPT codes.

1.5 BILL RESUBMISSION

If you feel payment was incorrect or are requesting a supplemental payment, bills may be submitted to CVC for further review. Bill resubmissions for medical providers should be submitted online via the original portal application and law enforcement agencies should submit via mail. 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 payment will be issued.

2 FORENSIC COST REIMBURSEMENT TO LAW ENFORCEMENT (EXAMS BEFORE 9/1/2019)

2.1 LAW ENFORCEMENT REIMBURSEMENT TIMEFRAME

CVC reimburses law enforcement agencies for the forensic costs of sexual assault exams conducted before 9/1/2019. Reimbursement requests must be submitted within three years of the date of the exam. All law enforcement reimbursement requests must be submitted before 9/1/2022.

2.2 LAW ENFORCEMENT REIMBURSEMENT APPLICATION

To apply for reimbursement, law enforcement agencies must submit:

- A completed *Sexual Assault Exam Reimbursement Application (LEA)*
- All bills (must be itemized with the appropriate billing codes or description of charges)
- Proof of payment, such as a check copy showing the law enforcement agency paid for the forensic costs of sexual assault exams.

Note: The certification section of the application must be signed by an appropriate representative of the law enforcement agency who has knowledge of the facts stated.

Mail **completed** application to:

Attorney General of Texas
Crime Victims' Compensation (009)
Law Enforcement Reimbursement for Sexual Assault Exams
P.O. Box 12880
Austin, Texas 78711-2880

3 FORENSIC COST REIMBURSEMENT TO HEALTH CARE FACILITIES, SANES, AND SEXUAL ASSAULT EXAMINERS (EXAMS AFTER 8/31/2019)

3.1 MEDICAL PROVIDER REIMBURSEMENT TIMEFRAME

CVC reimburses health care facilities, SANEs, and sexual assault examiners (medical providers) for the forensic costs of sexual assault exams conducted after 8/31/2019. Reimbursement requests must be submitted within 3 years of the date of the exam. Reimbursement is available for both non-reported sexual assaults and reported sexual assaults.

3.2 MEDICAL PROVIDER REIMBURSEMENT APPLICATION

Medical providers must apply through the online CVC Portal for forensic cost reimbursement. Additionally, the CVC Portal allows medical providers to review application and payment status for reimbursement of sexual assault exams. [Information on the CVC Portal can be found on the OAG website.](#)

3.3 LAW ENFORCEMENT REQUEST FOR SEXUAL ASSAULT EXAM FORM

For all reported cases of sexual assault after 8/31/2019, law enforcement must complete an *OAG's Law Enforcement Request for Sexual Assault Exam* form indicating whether a sexual assault exam was requested. If one was not, law enforcement must indicate the reasons for declining the request.

[A copy of the form can be found on the OAG website.](#) A copy of the completed form must be retained by law enforcement and copies provided to the hospital and/or provider and the victim.

Note: The OAG will not process a reimbursement application without a copy of the OAG's Law Enforcement Request for Sexual Assault Exam form as proof the law enforcement agency requested the sexual assault exam. This does not apply to non-reported sexual assaults or exams conducted before 9/1/2019.³

4 MEDICAL CARE COSTS TO VICTIMS

Expenses other than the forensic costs of sexual assault exams, such as medical treatment i.e. victim diagnosis or radiology, are not allowable expenses to be reimbursed through the sexual assault reimbursement application. If medical care is received during a sexual assault exam, victims may be held financially responsible for those associated costs. Victims may seek reimbursement for the costs under a CVC claim or an Emergency Medical Care claim. [Information on how victims can apply for reimbursement for medical care costs is available on the OAG website.](#)

³ [Texas Code of Criminal Procedure, Art. 56.06 \(b-3\).](#)

5 FREQUENTLY ASKED QUESTIONS

Will CVC reimburse for travel time or mileage?

Nurse travel time and mileage is not a cost covered for reimbursement.

Will CVC reimburse sexual assault exams conducted in another state?

CVC can reimburse the forensic costs associated with the exam *only* if the sexual assault exam is requested by a Texas law enforcement agency.

Will CVC reimburse sexual assault exams of an alleged suspect?

Suspected perpetrator exams are not a cost covered for reimbursement.

Should the patient's private medical insurance be billed for the sexual assault exam?

Billing the victim's insurance is considered the same as billing the victim and is not allowed.

Will CVC reimburse for a forensic interview?

Forensic interviews are not a cost covered for reimbursement.

Is there a requirement to request a sexual assault exam, 120 hours after the assault?

Law enforcement is not required to request a sexual assault exam if the assault occurred after 120 hours; however, they may request a sexual assault exam if they consider it appropriate.⁴

What is a non-reported sexual assault and is it reimbursable?

An adult victim of sexual assault may choose not to report the crime to law enforcement. A sexual assault exam may still be conducted, the kit will be stored by the Department of Public Safety, and CVC can reimburse for the forensic costs.

If law enforcement declines to request an exam, can the provider file the application as a non-reported sexual assault exam?

Once a law enforcement agency declines to request a sexual assault exam, it cannot be submitted as a non-report.

What is the timeframe to submit a request for reimbursement?

Requests for reimbursement must be submitted within 3 years from the date of the sexual assault exam, and in accordance with CVC instructions, application, and documentation requirements.

Will a SANE be reimbursed for place of service fees?

The facility where the sexual assault exam was conducted will be reimbursed for the costs associated to the use of the facility.

What services cannot be billed under the additional evaluation and management charge?

Additional evaluation and management fees are for the additional time needed after the start of a sexual assault exam. Services such as travel time to exam or paperwork after exam are not considered reimbursable.

See Appendix A: Standard Costs Associated with Sexual Assault Exam for more information on reimbursable additional evaluation and management fees.

⁴ [Texas Code of Criminal Procedure, Art. 56.06 \(a-1\) and \(b\).](#)

Will CVC pay for two sexual assault exams of the victim for the same assault?

CVC will only reimburse for one sexual assault exam per victim, per crime.

If an exam was started but the victim decides to stop the exam and finish at a later time, can two exams be billed?

CVC will only reimburse for one sexual assault exam, per victim, per crime.

Will CVC reimburse for medication given to victim due to the assault?

Costs associated with medical diagnosis and treatment, including medications such as prophylaxis and emergency contraception, are not covered under the sexual assault reimbursement program. [Victims can visit the OAG website to determine their eligibility for reimbursement of medical costs.](#)

Can the Department of Family and Protective Services (DFPS) request a sexual assault exam?

DFPS cannot request a sexual assault exam; however, they may consent to the exam requested by law enforcement if acting on behalf of the victim.

Will CVC reimburse for a sexual assault exam of an incarcerated victim?

CVC will not reimburse for a sexual assault exam of an incarcerated victim.

Can the victim be balance billed for any charges, related to the sexual assault exam, not paid by CVC?

The victim may not be billed for any of the forensic costs of the exam.

Will CVC accept bills that include medical services in addition to the sexual assault exam?

Costs for medical services are not eligible under the sexual assault exam reimbursement. [Victims can visit the OAG website to determine their eligibility for reimbursement of medical costs.](#)

Will CVC pay for a toxicology kit?

A toxicology kit can be billed as an additional supply charge needed to conduct the exam.

For all reported cases of sexual assault after 8/31/2019, will CVC accept any form other than the OAG's Law Enforcement Request for Sexual Assault Exam form?

The OAG will not process an application for reimbursement of the forensic costs of the sexual assault exam without a copy of this form as proof the law enforcement agency requested the sexual assault exam. The original completed form must be retained by law enforcement and copies provided to the hospital and/or provider and victim. This does not apply to non-reported sexual assaults or exams conducted before 9/1/2019.⁵

⁵ [Texas Code of Criminal Procedure, Art. 56.06 \(b-1\) and \(b-3\).](#)

APPENDIX A: STANDARD COSTS ASSOCIATED WITH SEXUAL ASSAULT EXAM

The following table provides a list of the forensic services and procedures and reimbursable amounts approved for reimbursement. The table also includes the most common CPT codes that are used to identify those services and procedures. CVC will accept a revenue or CPT code for comparable services or procedures, if a specific CPT code is not on this list.

Note: The maximum aggregate amount the OAG will reimburse for the forensic costs of sexual assault exams is \$1,000.00 for dates of crime after 7/14/2016.

Table 1: Standard Costs Associated with Sexual Assault Exam

CPT Codes	Description	Limit	Notes
Examiner Fees			
99283-99285; 57420; 57452	Examiner fee	\$233.00	<ul style="list-style-type: none"> • Basic patient evaluation • Examiner must at a minimum interact with the patient during at least one part of exam • May be billed in addition to other fees, such as an anogenital assessment or anoscopy
Exam Fees			
99199	Anogenital (Adult)	\$150.00	<ul style="list-style-type: none"> • Anogenital exam of adult using magnification (magnification includes colposcope, SDFI, or other medically accepted magnification for anogenital assessment) • Only one charge (56820, 99199, or 99170) is eligible for reimbursement
99170	Anogenital (Child)	\$150.00	<ul style="list-style-type: none"> • Anogenital exam of child using magnification (magnification includes colposcope, SDFI, or other medically accepted magnification for anogenital assessment) • Only one charge (56820, 99199, or 99170) is eligible for reimbursement
56820	Exam of Vulva with Magnification	\$150.00	<ul style="list-style-type: none"> • Includes colposcope, SDFI, or other medically accepted magnification for assessment • Only one charge (56820, 99199, or 99170) is eligible for reimbursement
46600	Anoscopy	\$71.00	<ul style="list-style-type: none"> • May be billed in addition to 56820, 99170, or 99199
Place of Service Fees			
99211; 99205	Non-Facility Setting Exam	\$125.00	<ul style="list-style-type: none"> • Exams conducted in any healthcare setting other than a hospital
FAC R-450 or R-760	Facility Setting Exam	\$350.00	<ul style="list-style-type: none"> • Exams conducted at a general or special hospital licensed under the Texas Health and Safety Code, Chapter 241 • Charges for hospitals must be on a UB-04, including an itemized statement

Table 1: Standard Costs Associated with Sexual Assault Exam (continued)

CPT Codes	Description	Limit	Notes
Supply Fees			
99070	Sexual Assault Kit	\$50.00	<ul style="list-style-type: none"> • May billed in addition to other supplies charged under 99070.
99070	Supplies: Digital Photography*	\$100.00	<ul style="list-style-type: none"> • Use of digital photography during examination, includes setup and take down of equipment, burning of CDs, and other activities • May be billed in addition to other supplies charged under 99070
99070	Supplies*	\$100.00	<ul style="list-style-type: none"> • Fee for additional supplies needed to conduct the exam • May be billed in addition to other supplies charged under 99070
Lab Fees (Maximum reimbursement for all lab fees: \$250.00)			
Facility Lab			
80047-89398	Facility Pathology and Lab Procedures*	\$250.00	<ul style="list-style-type: none"> • Labs processed by general or special hospital licensed under the Texas Health and Safety Code, Chapter 241
SANE Labs			
81025	Pregnancy Test	\$15	<ul style="list-style-type: none"> • Conducted by SANE
36415	Venipuncture	\$15	<ul style="list-style-type: none"> • Conducted by SANE
99000	Handling/Conveyance	\$20	<ul style="list-style-type: none"> • Conducted by SANE
Additional Fees			
99499	Additional Evaluation Management	\$106.00 per hour	<ul style="list-style-type: none"> • Requires documentation or explanation of additional time needed, after the start of the exam examples: language barrier, extensive exam, trauma, waiting for law enforcement to pick up evidence
99050	After Hours	\$39.00	<ul style="list-style-type: none"> • Exams conducted weekends, holidays, or between 10pm - 8am

*Requires a detailed or itemized description with a breakdown of charges.