



Effective 6/16/2026

Lines Of Business CHIP, Medicaid, Mountain Health Trust

## Women's Health Services: Pregnancy Termination Services

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## BACKGROUND

In accordance with W.Va. Code §9-2-11, West Virginia Bureau for Medical Services (BMS) Chapter 519.19 Women's Health Services outlines pregnancy-related services such as pregnancy terminations and the required criteria for coverage.

## POLICY

The Health Plan (THP) covers pregnancy terminations performed by a participating network practitioner in cases where:

1. If, on the basis of the physician's best clinical judgment, there is a medical emergency that so complicates a pregnancy as to necessitate an immediate abortion to avert the death of the mother or for which a delay will create grave peril of irreversible loss of major body function or an equivalent injury to the mother: Provided, that an independent physician concurs with the physician's clinical judgment; or
2. If, on the basis of the physician's best clinical judgment, there is clear clinical medical evidence that the fetus or embryo is nonviable, or
3. Pregnancy is ectopic, or
4. Pregnancy results from sexual assault or incest
  1. If a member 18 years or older, within the first eight (8) weeks of pregnancy that resulted from sexual assault or incest, reports to a law enforcement agency at least 48 hours prior to the pregnancy termination, or
  2. If a member under 18 years of age or an incompetent or incapacitated adult within the first fourteen (14) weeks of pregnancy that resulted from sexual assault or incest, reports to a law enforcement agency at least 48 hours prior to the pregnancy termination or has obtained medical treatment for the sexual assault or incest or any injury related to the sexual assault or incest from a licensed medical professional or in a hospital

Elective or non-qualifying pregnancy terminations will be denied.

Prior to termination services being provided, the practitioner must obtain an informed consent form from the patient and the Physician Certification for Pregnancy Termination Form and submit to The Health Plan (THP) as part of the claim. The termination form can be obtained from the BMS Fiscal Agent at [www.wvmmis.com](http://www.wvmmis.com).

Medical record documentation must include the following information to support life endangerment where continuation of the pregnancy would place the member's life in danger, or where pregnancy resulted from rape or incest:

- Clinical Notes
  - Diagnosis and gestational age
  - Medical justification i.e., life endangerment or rape/incest
- Operative Report
  - Date and description of procedure
  - Place of service

Documentation must be submitted to The Health Plan (THP) with the claim.

Claims billed must include the appropriate diagnosis code(s) and the following code(s), as applicable:

CPT Code	Description
59840	Induced abortion, dilation & curettage (D&C)
59841	Induced abortion, dilation & evacuation (D&E)
59850	Induced abortion, intra-amniotic injection, including hospital admission & delivery
59851	Induced abortion with D&C
59852	Induced abortion with D&E
59855	Induced abortion, amniotic injection with vaginal delivery
59856	Induced abortion, amniotic injection with D&C
59857	Induced abortion, amniotic injection with D&E
59812	Surgical treatment of an incomplete abortion (miscarriage) in any trimester, performed via vaginal dilation and curettage (D&C) or dilation and evacuation (D&E)
59820	Treatment of missed abortion, 1st trimester
59821	Treatment of missed abortion, 2nd trimester
59830	Treatment of incomplete abortion, any trimester

## REFERENCES

Chapter 519 - Practitioner Services Effective February 1, 2018; <https://bms.wv.gov/chapter-519-practitioner-services>