

DISCLAIMER

This Molina Clinical Review (MCR) is intended to facilitate the Utilization Management process. Policies are not a supplementation or recommendation for treatment; Providers are solely responsible for the diagnosis, treatment and clinical recommendations for the Member. It expresses Molina's determination as to whether certain services or supplies are medically necessary, experimental, investigational, or cosmetic for purposes of determining appropriateness of payment. The conclusion that a particular service or supply is medically necessary does not constitute a representation or warranty that this service or supply is covered (e.g., will be paid for by Molina) for a particular Member. The Member's benefit plan determines coverage – each benefit plan defines which services are covered, which are excluded, and which are subject to dollar caps or other limits. Members and their Providers will need to consult the Member's benefit plan to determine if there are any exclusion(s) or other benefit limitations applicable to this service or supply. If there is a discrepancy between this policy and a Member's plan of benefits, the benefits plan will govern. In addition, coverage may be mandated by applicable legal requirements of a State, the Federal government or CMS for Medicare and Medicaid Members. CMS's Coverage Database can be found on the CMS website. The coverage directive(s) and criteria from an existing National Coverage Determination (NCD) or Local Coverage Determination (LCD) will supersede the contents of this MCP and provide the directive for all Medicare members. References included were accurate at the time of policy approval and publication.

OVERVIEW

This MCR addresses the indications for use of an implantable vagus nerve stimulator (VNS) and a non-implantable transcutaneous VNS (tVNS) stimulator for the treatment of medically intractable seizures. The implanted VNS is a pacemaker-like device implanted under the skin in the left side of the chest through a small incision, with a second small incision made at the base of the neck. The surgery is performed under local, regional, or general anesthesia and lasts 45 minutes to two hours. Most often, it is performed as an outpatient-surgery but some patients need to stay in the hospital overnight following surgery. Transcutaneous vagal nerve stimulation (tVNS) has been proposed as a noninvasive alternative to implantable VNS for a variety of indications such as epilepsy, major depression, chronic tinnitus and headaches. Currently, there are two main ways to apply tVNS. One is to apply stimulation on the ear and the other is cervical noninvasive VNS, superficially applying stimulation in the vicinity of the vagus nerve using a specially designed device, (e.g., gammaCore). (Hayes, 2021; ^{1,2} Hayes, 2019; Hayes, 2018; Hayes, 2014). Most commonly reported complications associated with VNS are hoarseness, neck and throat pain, nausea, vomiting, dyspnea, and coughing. Typically, these resolve with time or treatment. Less common complications include vocal cord paralysis, facial muscle paralysis, and infection. (Chambers & Bowden, 2013).

Epilepsy and Seizure

Seizures have been defined as paroxysmal disorders of the central nervous system characterized by abnormal cerebral neuronal discharge, with or without loss of consciousness. Most seizures can be categorized as either focal or generalized according to whether the onset of electrical activity involves a focal region of the brain or both sides of the brain simultaneously. The clinical manifestations of seizures vary based on the location of the seizure in the brain and the amount of cortex that is involved. Focal seizures are further classified according to whether consciousness is altered or not during the event. The following are three subtypes seizures: (^{1,2} Schachter, 2021; Shih, 2021; Wilfong, 2021; Rush, 2020; Kwan et al., 2010; Epilepsy Foundation, n.d.)

- **Focal Onset with Retained Awareness (formerly “Simple Partial Seizures”).** These begin with an electrical discharge in one limited area of the brain. Some are related to head injury, brain infection, stroke, or tumor, but in most cases the cause is unknown. These do not involve an alteration of consciousness but may have observable motor components or may be a subjective sensory or emotional phenomenon.
- **Focal Onset with Impaired Awareness (formerly known as Complex partial seizures).** These seizures are the most common type of seizure in adults with epilepsy and are associated with altered awareness at the onset of the seizure or as it progresses, previously called complex partial seizures. During a typical focal seizure with impaired awareness, patients appear to be awake but are not in contact with others in their environment and do not respond normally to instructions or questions. Generally, these seizures may last up to 3 minutes followed by confusion, headache lasting a few hours.
- **Generalized Onset Seizures.** Generalized tonic-clonic seizures begin with an abrupt loss of consciousness, sometimes in association with a scream or choking sound. These seizures affect both sides of the brain or groups of cells on both sides of the brain at the same time and are tonic-clonic seizures (also called grand mal seizures, major motor seizures, or convulsions). Postictal confusion or agitation is common.

Drug Resistant Epilepsy

The International League Against Epilepsy (ILAE) defines drug resistant epilepsy or refractory seizures as the failure of adequate trials of two tolerated and appropriately chosen and used anti-epileptic medications (whether as monotherapy or in combination) to achieve sustained seizure freedom. No seizure frequency requirement is necessary to meet the definition; thus, an individual with one seizure per year can be regarded as treatment resistant. The task force defines treatment success as the complete cessation of seizures for one year or three times the longest inter-seizure interval during the recent active phase of epilepsy. (Kwan et al., 2010).

COVERAGE POLICY

Implantable Vagal Nerve Stimulation for Epilepsy (VNS) **may be considered medically necessary** for patients with medically refractory partial onset seizures for whom surgery is not recommended or surgery has failed when **ALL** of the following are met: (AMR, 2021; CMS, 2019; FDA 2020; González et al., 2019; Dan, 2018; Wheless et al., 2018; ¹⁻³ FDA, 2017).

1. Age of 4 years or older; **AND**
2. Prescriber and physician administering the treatment is a Neurologist; **AND**
3. Diagnosis of **ONE** of the following:
 - a. Focal onset or generalized onset seizures; **OR**
 - b. Lennox-Gastaut syndrome.

AND

4. Intractable epilepsy (also known as drug resistant epilepsy):
 - a. Failure of at least one year of adherent therapy of at least two anti-seizure drugs; (Kwan et al., 2010) - **AND**
 - b. Continued seizures which have a major impact on activities of daily living.

AND

5. Not a suitable candidate for or has failed resective epilepsy surgery; **AND**
6. Request is for an FDA-approved device.

Transcutaneous VNS also known as active auricular transcutaneous electrical nerve stimulation **is considered experimental, investigational, and unproven** due to insufficient evidence in the peer reviewed scientific literature that prove safety and efficacy for any indication.

Continuation of Therapy

Surgical implantation of a vagal nerve stimulator or VNS routinely takes place in an outpatient surgery setting or with an overnight inpatient stay if the medical condition warrants an overnight stay. The surgery is typically performed under general anesthesia.

Limitations and Exclusions

VNS Therapy is considered not medically necessary for **ANY** of the following indications (CMS, 2019; FDA, 2020; ¹⁻³ FDA, 2017):

- Requests that do not meet all of the above outlined criteria.
- Children under the age of 4 years.
- Requests for VNS for any condition other than medically intractable partial onset epileptic seizure disorder that include, but are not limited, to all of the following: addiction, Alzheimer's disease, anxiety, autism, bipolar disorders, bulimia, cancer, cerebral palsy, chronic heart failure, chronic refractory hiccups, coma, craving, essential tremor, fibromyalgia, headache, ischemic stroke, memory and learning disability, migraine, multiple

sclerosis, narcolepsy, obesity, obsessive-compulsive disorder, panic disorder, pain syndromes, posttraumatic stress disorder, sleep disorder, traumatic brain injury, primary Sjogren's syndrome, Tourette's syndrome).

- In patients with diagnosed progressive metabolic or degenerative disorders that will result in continued deterioration within a 6 to 12-month time frame (e.g., malignant brain neoplasm or Rasmussen's encephalitis).
- In patients where previous bilateral or left cervical vagotomy is contraindicated.
- In patients with a cardiac pacemaker or implantable cardioverter defibrillator (ICD).

DOCUMENTATION REQUIREMENTS. Molina Healthcare reserves the right to require that additional documentation be made available as part of its coverage determination; quality improvement; and fraud; waste and abuse prevention processes. Documentation required may include, but is not limited to, patient records, test results and credentials of the provider ordering or performing a drug or service. Molina Healthcare may deny reimbursement or take additional appropriate action if the documentation provided does not support the initial determination that the drugs or services were medically necessary, not investigational or experimental, and otherwise within the scope of benefits afforded to the member, and/or the documentation demonstrates a pattern of billing or other practice that is inappropriate or excessive.

SUMMARY OF MEDICAL EVIDENCE

VNS in the Management of Epilepsy

The published peer reviewed literature is sufficient for implanted VNS a treatment for epilepsy in focal onset (formerly partial onset) seizures or generalized onset seizures and Lennox-Gastaut syndrome in adults and children who are over the age of 4 years and demonstrates net health benefit. The published peer reviewed literature is insufficient for transcutaneous VNS as a treatment for any indication and demonstrates an incomplete assessment of net benefit versus harm. Additional research is needed to assess long term safety and efficacy. The first case series of patients treated with VNS was reported in 1990. (Penry & Dea, 1990). This was followed by two large pivotal trials of VNS in patients with partial epilepsy, the E03 study and the E05 study. (Handforth et al., 1998; Vagus Nerve Stimulation Study Group, 1995; Ben-Menachem et al., 1994; George et al., 1994; Ramsay et al., 1994). Two long term studies conducted in 2007 continued to report a seizure frequency reduction and severity up to 50 percent for a timeframe to four years post VNS implantation. (Ardesch et al., 2007; De Herdt et al., 2007). The first study reported a 47 percent reduction in seizure severity and post-ictal period compared with a five-month baseline pre-implantation over a six-year period. The seizure reduction improved each year during the six-year follow-up (e.g., 14%, 25%, 29%, 29%, 43% and 50%). (Ardesch et al., 2007).

A second retrospective study reported a seizure reduction of 50% after mean follow up of 44 months. The mean number of seizures monthly pre-implantation were reported at 41 compared with 7 post implantation. (De Herdt et al., 2007). A Cochrane Review showed that VNS for partial seizures appears to be an effective and well tolerated treatment in 439 participants from five trials. (Panebianco et al., 2015). VNS has been shown in multiple studies to be safe and effective in decreasing the frequency and severity of seizures. (Connor et al., 2012; Englot et al., 2011). Video electroencephalographic (EEG) monitoring should be performed on all patients prior to epilepsy procedures to ensure that the seizure can be precisely classified and that the seizures are epileptic and not non-epileptic seizures. Analysis of the sharp waves and interictal spikes on video EEG allows for the localization of seizures in relation to the patient's anatomy. (Ryvlin et al., 2014).

There is an abundance of peer reviewed published literature that sufficiently demonstrates VNS therapy is appropriate when used as an adjunctive therapy for drug-resistant epilepsy (DRE) is. Efficacy has been verified by several randomized controlled trials (RCTs) (Ryvlin et al., 2014; Klinkenberg et al., 2012; DeGiorgio et al., 2005; Handforth et al., 1998; Vagus Nerve Stimulation Study Group, 1995; Penry et al., 1990) and several prospective observational studies (Garcia-Navarrete et al., 2013; Amar et al., 2004; Vonck et al., 2004; DeGiorgio et al., 2000) and numerous other studies indicate that approximately 25% to 30% of individuals with epilepsy do not achieve seizure control with anti-epileptic medications. (Connor et al., 2012; Glausser et al., 2013). VNS may be an option for those patients with drug resistant epilepsy who have either failed surgery or are not surgical candidates. Patients with bilateral or multiple foci or an unidentifiable focus are generally not candidates for resective epilepsy surgery. (Terra, 2013).

Children

Kawai et al. (2017) conducted a multicenter, open-label, long-term, and prospective observational study of the clinical efficacy and safety of VNS Therapy® for 362 adult and pediatric patients. The median age at VNS implantation was 23 years (range: 1 to 73 years); 215 patients were (59.4%) ≥19 years, 69 patients (19.1%) were between 12 and 19 years, and 78 patients (21.5%) were <12 years. All patients had a diagnosis of DRE with a median seizure frequency

of 10.3 per week. The median duration of epilepsy prior to VNS implantation was 13 years. The patients had received a median of five AEDs (range: 1-17; mean: 5.7; standard deviation: 3.2) prior to implantation. Also, 180 (49.7%) had prior cranial surgery for epilepsy and the average number of AEDs at registration was 3.4, underscoring the severity of disease. The median decrease in all seizures after three, six, 12, 24, 36 months of VNS therapy, and at the last visit was 9.0%, 40.2%, 50.0%, 50.0%, 60.0%, and 60.0% in the patients younger than 12 years old at implantation.⁴⁸

Orsoz et al. (2014) conducted a large retrospective study to assess change in seizure frequency of the predominant seizure type (defined as the most disabling seizure) following VNS device implantation. Treating physicians collected data from patient records from baseline to 6, 12, and 24 months of follow-up. The analysis population included 347 children (aged 6 months to 17.9 years at the time of implant). At 6, 12, and 24 months after implantation, 32.5%, 37.6%, and 43.8%, respectively, of patients had $\geq 50\%$ reduction in baseline seizure frequency of the predominant seizure type. The responder rate was higher in a subgroup of patients who had no change in antiepileptic drugs (AEDs) during the study. Favorable results were evident for all secondary outcome measures including changes in seizure duration, ictal severity, postictal severity, quality of life, clinical global impression of improvement, and safety. Post hoc analyses demonstrated a statistically significant correlation between VNS total charge delivered per day and an increase in response rate. VNS therapy is indicated as adjunctive therapy in children with focal, structural epilepsies who are not good candidates for surgical treatment following the trial of two or more AEDs. Children with predominantly generalized seizures from genetic, structural epilepsies, like Dravet syndrome or Lennox-Gastaut syndrome, could also benefit from VNS Therapy. The results demonstrate that adjunctive VNS Therapy in children with drug-resistant epilepsy reduces seizure frequency and is well tolerated over a 2-year follow-up period. No new safety issues identified. A post hoc analysis revealed a dose-response correlation for VNS in patients with epilepsy.

A retrospective multicenter open-label study including adults and children reported 75% or greater seizure reduction in 24.3% of patients, 50% to 75% reduction in 19%, and a reduction of 25% to 50% in 10.8% of patients. The most significant improvements were reported in patients with complex partial seizures. (Kawai et al., 2017). In a study reporting 10-year outcomes after VNS placement, 36.9% of patients reported greater than 90% seizure control; 90.8% had greater than 50% control; 15.4% experienced less than 50% improvement; and 15.4% were seizure free for more than two years. (Elliott et al., 2011).

Klinkenberg et al. (2012) conducted a randomized controlled trial to evaluate the effects of VNS in children with intractable epilepsy on seizure frequency and severity and in terms of tolerability and safety. In this study 41 children (23 males; 18 females; mean age at implantation 11y 2mo, SD 4y 2mo, range 3y 10mo-17y 8mo) were included. Thirty-five participants had localization-related epilepsy (25 symptomatic; 10 cryptogenic), while six participants had generalized epilepsy (four symptomatic; two idiopathic). During a baseline period of 12 weeks, seizure frequency and severity were recorded using seizure diaries and the adapted Chalfont Seizure Severity Scale (NHS3), after which the participants entered a blinded active controlled phase of 20 weeks. During this phase, half of the participants received high-output VNS (maximally 1.75mA) and the other half received low-output stimulation (0.25mA). Finally, all participants received high-output stimulation for 19 weeks. For both phases, seizure frequency and severity were assessed as during the baseline period. At the end of the randomized controlled blinded phase, seizure frequency reduction of 50% or more occurred in 16% of the high-output stimulation group and in 21% of the low-output stimulation group ($p=1.00$). There was no significant difference in the decrease in seizure severity between participants in the stimulation groups. Overall, VNS reduced seizure frequency by 50% or more in 26% of participants at the end of the add-on phase. The overall seizure severity also improved ($p<0.001$). The authors concluded that VNS is a safe and well-tolerated adjunctive treatment of epilepsy in children. Our results suggest that the effect of VNS on seizure frequency in children is limited. However, the possible reduction in seizure severity and improvement in well-being makes this treatment worth considering in individual children with intractable epilepsy.

Helmers et al. (2012) evaluated clinical outcomes, quality-adjusted life years (QALY), and costs associated with VNS in pediatric patients with drug-resistant epilepsy in a real-world setting. A retrospective analysis was conducted using Medicaid data (USA). Patients had ≥ 1 neurologist visits with epilepsy diagnosis, ≥ 1 procedure claims for VNS implantation, ≥ 1 AEDs, ≥ 6 -months of Pre- and Post-VNS continuous enrollment. Pre-VNS period was 6-months and Post-VNS period extended from implantation until device removal, death, Medicaid disenrollment, or study end (up to 3 years). Incidence rate ratios (IRR) and costs (\$2010) were estimated. QALYs were estimated using number of seizure-related events. The results showed that for patients 1-11 years old ($N = 238$), hospitalizations and emergency room visits were reduced Post-VNS vs. Pre-VNS. Average total healthcare costs were lower Post-VNS vs. Pre-VNS (\$18,437 vs. \$18,839. For patients 12-17 years old ($N = 207$) hospitalizations and status epilepticus events were reduced Post-VNS vs. Pre-VNS. Average total healthcare costs were lower Post-VNS vs. Pre-VNS period (\$14,546

vs. \$19,695) and quarterly Lifetime QALY gain after VNS was 5.96 (patients 1-11 years) and 4.82 years (patients 12-17 years). The authors concluded that VNS in pediatric patients is associated with decreased resource use and epilepsy-related events, cost savings, and QALY gain.

VNS and tVNS for Other Conditions

VNS and tVNS has been used to treat patients with various other conditions such as those with addiction, Alzheimer's disease, anxiety, autism, bipolar disorders, bulimia, cancer, cerebral palsy, chronic heart failure, chronic refractory hiccups, coma, craving, essential tremor, fibromyalgia, headache, ischemic stroke, memory and learning disability, migraine, multiple sclerosis, narcolepsy, obesity, obsessive-compulsive disorder, panic disorder, pain syndromes, posttraumatic stress disorder, sleep disorder, traumatic brain injury, primary Sjogren's syndrome, Tourette's syndrome. VNS and tVNS are not FDA approved for these indications. Only preliminary studies have been performed; findings need to be validated through large randomized controlled studies with long term outcomes before safety and efficacy can be established. Therefore, the published peer reviewed literature is insufficient for VNS as a treatment for any other indication and demonstrates an incomplete assessment of net benefit versus harm. Additional research is needed to assess long term safety and efficacy. (Tarn et al., 2019; Goadsby et al., 2018; Grazi et al., 2018; Kilgard et al., 2018; Kimberley et al., 2018; Reijmen et al., 2018; Tassorelli et al., 2018; Grazi et al., 2017; Gold et al., 2016; Silberstein et al., 2017; ^{1,2} Silberstein et al., 2016; Kinfel et al., 2015; Zannad et al., 2015; Klein et al., 2010).

National and Specialty Organizations

The **American Academy of Neurology (AAN)** evidence-based guideline on VNS for the treatment of epilepsy indicates that VNS may be considered for seizures in children, for Lennox-Gastaut syndrome (LGS) associated seizures, and for improving mood in adults with epilepsy (Level C). VNS may be considered to have improved efficacy over time (Level C). Children should be carefully monitored for site infection after VNS implantation. (Morris et al., 2013).

The **National Institute for Health and Care Excellence (NICE)** updated the 2012 guideline in 2020. The clinical guideline addresses the diagnosis and management of epilepsy. The guideline state that VNS is indicated for use as an adjunctive therapy in reducing the frequency of seizures in adults who are refractory to antiepileptic medication but who are not suitable for resective surgery. This includes adults whose epileptic disorder is dominated by focal seizures (with or without secondary generalization) or generalized seizures. VNS is indicated for use as an adjunctive therapy in reducing the frequency of seizures in children and young people who are refractory to antiepileptic medication but who are not suitable for resective surgery. This includes children and young people whose epileptic disorder is dominated by focal seizures (with or without secondary generalization) or generalized seizures. (NICE, 2019, 2016, 2012, 2004).

The **Washington State Health Authority (WSHA)** published a report entitled *Vagal Nerve Stimulation for Epilepsy and Depression* in April 2020. The final evidence report states: "VNS appears to be an appropriate treatment option for adults and children with treatment-resistant epilepsy, but there is a lack of robust evidence on the effectiveness of VNS for TRD in adults. The use of VNS is commonly associated with minor adverse events, such as coughing and voice alteration, which are often transient and tend to decrease over time. In some cases, adverse events can be minimized through adjustment of the stimulation parameters. However, if VNS equipment or its components fail, people can be exposed to rare, but serious harms." (WSHA, 2020).

SUPPLEMENTAL INFORMATION

FDA Indications (FDA, 2020; ¹⁻³ FDA, 2017)

1. The FDA approved the NeuroCybernetic Prosthesis (NCP)® System (Cyberonics, Inc.) in July 1997 (P970003) for use as an adjunctive therapy in reducing the frequency of seizures in adults and adolescents over 12 years of age with medically refractory, partial-onset seizures. In 2017, this approval was extended for use in patients 4 years of age and older. In 2017, the FDA considered new evidence for the expanded use of VNS for epilepsy in young children aged 4 and older. The prior approval was limited to children aged 12 and older. Based on an analysis of younger and older children and young adults in the pivotal trials used for the initial approval, a Japanese registry, and the Cyberonics Post-Market Surveillance database, the FDA concluded that:

- VNS was an effective and safe treatment for the reduction of partial onset seizures in pediatric patients 4 to 11 years of age with refractory epilepsy.
 - The 12-month responder rate for pediatric patients 4 to 11 years of age with partial onset seizures in the Japan post-approval study was 39% (95% credible interval, 28% to 52%).
 - There were no unanticipated adverse device effects observed in pediatric patients 4 to 11 years of age. However, infection and extrusion of leads had a statistically greater incidence rate in patients 4 to 11 years of age compared to older children.
 - Younger patients may have a greater risk for wound infection when compared to adolescents and adults; therefore, the importance of monitoring for site infection as well as the avoidance of manipulation of the surgical site post implant in children should be emphasized.
 - Overall, treatment-emergent adverse events in patients 4 to 11 years of age were consistent with patients ≥ 12 years of age treated with VNS, and no new risks were identified.
2. The AspireSR Model 106 (Cyberonics Inc.) received FDA Premarket Approval (PMA) in February 2014 for epilepsy. Multiple recalls are listed on the FDA website database.
 3. The gammaCore non-invasive VNS FDA De Novo request (DEN150048) in April 2017 (updated September 1, 2017) states the gammaCore is indicated for the acute treatment of pain associated with episodic cluster headache in adult patients. On May 30, 2017, gammaCore-S (electroCore® Medical, LLC, Basking Ridge, NJ) received Class II clearance by the FDA through the 510(k) process (K171306). Approval was based on the predicate device gammaCore. The differences between the gammaCore-S and the gammaCore device is a change in the user interface. The indication for use states the gammaCore-S non-invasive VNS is intended to provide noninvasive vagus nerve stimulation (nVNS) on the side of the neck. The gammaCore-S device is indicated for the acute treatment of pain associated with episodic cluster headache in adult patients. Each stimulation with gammaCore-S lasts two minutes; the patient controls the stimulation strength.
 4. On November 27, 2018, the gammaCore Sapphire non-invasive VNS (K182369) expanded FDA 510(k) approval for adjunctive use for the preventive treatment of cluster headache in adult patients. The indications for use state that gammaCore Sapphire (non-invasive VNS) is intended to provide non-invasive nVNS on the side of the neck. gammaCore is indicated for:
 - Adjunctive use for the preventive treatment of cluster headache in adult patients;
 - The acute treatment of pain associated with episodic cluster headache in adult patients;
 - The acute treatment of pain associated with migraine headache in adult patients.

CODING & BILLING INFORMATION

CPT Codes

CPT	Description
61885	Insertion or replacement of cranial neurostimulator pulse generator or receiver, direct or inductive coupling; with connection to a single electrode array
64553	Percutaneous implantation of neurostimulator electrodes; cranial nerve
64568	Incision for implantation of cranial nerve (e.g., vagus nerve) neurostimulator electrode array and pulse generator
64569	Revision or replacement of cranial nerve (e.g., vagus nerve) neurostimulator electrode array, including connection to existing pulse generator
64570	Removal of cranial nerve (e.g., vagus nerve) neurostimulator electrode array and pulse generator
95970	Electronic analysis of implanted neurostimulator pulse generator system (e.g., rate, pulse amplitude, pulse duration, configuration of wave form, battery status, electrode selectability, output modulation, cycling, impedance and patient compliance measurements); simple or complex brain, spinal cord, or peripheral (i.e., cranial nerve, peripheral nerve, sacral nerve, neuromuscular) neurostimulator pulse generator/transmitter, without reprogramming
95976	Electronic analysis of implanted neurostimulator pulse generator/transmitter (e.g., contact group[s], interleaving, amplitude, pulse width, frequency [Hz], on/off cycling, burst, magnet mode, dose lockout, patient selectable parameters, responsive neurostimulation, detection algorithms, closed loop parameters, and passive parameters) by physician or other qualified health care professional; ...with

Molina Clinical Policy

Vagal Nerve Stimulation (VNS) for Epilepsy: Policy No. 006

Last Approval: 2/9/2022
Next Review Due By: February 2023



	simple cranial nerve neurostimulator pulse generator / transmitter programming by physician or other qualified health care professional
95977with complex cranial nerve neurostimulator pulse generator / transmitter programming by physician or other qualified health care professional

HCPCS Codes

HCPCS	Description
L8679	Implantable neurostimulator, pulse generator, any type
L8680	Implantable neurostimulator electrode, each
L8681	Patient programmer (external) for use with implantable programmable neurostimulator pulse generator, replacement only
L8682	Implantable neurostimulator radiofrequency receiver
L8683	Radiofrequency transmitter (external) for use with implantable neurostimulator radiofrequency receiver
L8685	Implantable neurostimulator pulse generator, single array, rechargeable, includes extension
L8686	Implantable neurostimulator pulse generator, single array, non-rechargeable, includes extension
L8687	Implantable neurostimulator pulse generator, dual array, rechargeable, includes extension
L8688	Implantable neurostimulator pulse generator, dual array, non-rechargeable, includes extension
L8689	External recharging system for battery (internal) for use with implantable neurostimulator, replacement only

CODING DISCLAIMER. Codes listed in this policy are for reference purposes only and may not be all-inclusive. Deleted codes and codes which are not effective at the time the service is rendered may not be eligible for reimbursement. Listing of a service or device code in this policy does not guarantee coverage. Coverage is determined by the benefit document. Molina adheres to Current Procedural Terminology (CPT®), a registered trademark of the American Medical Association (AMA). All CPT codes and descriptions are copyrighted by the AMA; this information is included for informational purposes only. Providers and facilities are expected to utilize industry standard coding practices for all submissions. When improper billing and coding is not followed, Molina has the right to reject/deny the claim and recover claim payment(s). Due to changing industry practices, Molina reserves the right to revise this policy as needed.

APPROVAL HISTORY

2/9/2022 Policy reviewed; no changes.
2/8/2021 Policy is specific to epilepsy; *MCP-393 VNS for Depression*.
4/23/2020 Policy reviewed; no changes.
3/8/2018, 9/18/2019 Policy reviewed; no changes to criteria. Updated references, summary of medical evidence sections.
12/16/2015, 6/15/2016, 9/19/2017 Policy reviewed; no changes.
6/12/2014 Policy reviewed and revised. Clinical criteria and coverage exclusions were updated.
6/19/2008, 12/14/2011 Policy revised.
4/25/2007 New policy.

REFERENCES

Government Agencies

- Centers for Medicare and Medicaid Services (CMS). Medicare coverage database. (search: "vagus nerve stimulation 160.18"). Available from [CMS](#). Effective February 15, 2019. Accessed February 8, 2022.
- Food and Drug Administration (FDA). Class 2 device recall Cyberonics VNS Therapy AspireSR, Model 106 Generator. Available from [FDA](#). Create Date January 27, 2020. Accessed February 8, 2022.
- ¹Food and Drug Administration (FDA). gammaCore non-invasive vagus nerve stimulator evaluation of automatic class iii designation De Novo request. DEN150048. Available from [FDA](#). Published September 1, 2017. Accessed February 8, 2022.
- ²Food and Drug Administration (FDA). Premarket approval (PMA): VNS therapy system (LivaNova USA, Inc.). Available from [FDA](#). Decision Date June 23, 2017. Accessed February 8, 2022.
- ³Food and Drug Administration (FDA). Summary of safety and effectiveness data (SSED): VNS therapy system (PMA P970003/S207). Available from [FDA](#). FDA Notice of Approval June 23, 2017. Accessed February 8, 2022.

Evidence Based Reviews and Publications

- AMR Peer Review. Policy reviewed on January 7, 2021 by an Advanced Medical Reviews (AMR) practicing, board-certified physician(s) in the areas of Neurology, Sleep Medicine.
- Hayes. Vagus nerve stimulation for epilepsy in pediatric patients. Available from [Hayes](#). Published January 25, 2021. Accessed February 8, 2022. Registration and login required.
- Hayes. GammaCore transcutaneous vagus nerve stimulator (electroCore, Inc.) for the treatment of headaches. Available from [Hayes](#). Published April 2019. Accessed February 8, 2022. Registration and login required.
- ¹Hayes. Vagus nerve stimulation for epilepsy in pediatric patients. Available from [Hayes](#). Published April 16, 2019. Archived May 12, 2020. Accessed February 8, 2022. Registration and login required.

5. ²Hayes. GammaCore transcutaneous vagus nerve stimulator. Available from [Hayes](#). Published December 6, 2018. Archived May 8, 2020. Accessed February 8, 2022. Registration and login required.
6. Hayes. Vagus nerve stimulation for epilepsy. Available from [Hayes](#). Published June 9, 2014. Updated May 25, 2018. Accessed February 8, 2022. Registration and login required.
7. Rush AJ. Unipolar major depression in adults: Choosing initial treatment. Available from [UpToDate](#). Updated November 18, 2020. Accessed February 8, 2022. Registration and login required.
8. ¹Schachter SC. Overview of the management of epilepsy in adults. Available from [UpToDate](#). Updated November 15, 2021. Accessed February 8, 2022. Registration and login required.
9. ²Schachter SC. Vagus nerve stimulation. Available from [UpToDate](#). Updated June 15, 2021. Accessed February 8, 2022. Registration and login required.
10. Shih T. Seizures and epilepsy in older adults: Treatment and prognosis. Available from [UpToDate](#). Updated October 12, 2021. Accessed February 8, 2022. Registration and login required.
11. Wilfong A. Overview of treatment of seizures and epileptic syndromes in children. Available from [UpToDate](#). Updated September 30, 2021. Accessed February 8, 2022. Registration and login required.

National and Specialty Organizations

1. Chambers A, Bowden JM. Electrical stimulation for drug-resistant epilepsy: An evidence-based analysis. Ont Health Technol Assess Ser. 2013 Oct 1;13(18):1-37. Available from [PubMed](#). Accessed February 8, 2022.
2. Epilepsy Foundation. Epilepsy statistics. Available from [Epilepsy Foundation](#). Accessed February 8, 2022.
3. Kwan P, Arzimanoglou A, Berg AT, Brodie MJ, Hauser WA, Mathern G, et al. Definition of drug resistant epilepsy: Consensus proposal by the ad hoc task force of the ILAE (International League Against Epilepsy) Commission on Therapeutic Strategies. Epilepsia, 51(6):1069-1077, 2010;doi: 10.1111/j.1528-1167.2009.02397.x. Accessed February 8, 2022.
4. Morris GL, Gloss D, Buchhalter J, Mack KJ, Nickels K, Harden C. Evidence-based guideline update: Vagus nerve stimulation for the treatment of epilepsy. Report of the Guideline Development Subcommittee of the American Academy of Neurology. Neurology. 2013 Oct 15;81(16):1453-9. doi: 10.1212/WNL.0b013e3182a393d1. Accessed February 8, 2022.
5. National Institute for Health and Care Excellence (NICE). GammaCore for cluster headache. Available from [NICE](#). Published December 3, 2019. Accessed February 8, 2022.
6. National Institute for Health and Care Excellence (NICE). Transcutaneous stimulation of the cervical branch of the vagus nerve for cluster headache and migraine [IPG 552]. Available from [NICE](#). Published March 2016. Accessed February 8, 2022.
7. National Institute for Health and Care Excellence (NICE). Epilepsies: Diagnosis and management [CG137]. Available from [NICE](#). Published January 11, 2012. Updated May 12, 2021. Accessed February 8, 2022.
8. National Institute for Health and Care Excellence (NICE). Vagus nerve stimulation for refractory epilepsy in children [IPG50]. Available from [NICE](#). Published March 24, 2004. Accessed February 8, 2022.
9. Washington State Health Authority (WSHA). Vagal nerve stimulation for epilepsy and depression: Final evidence report. Available from [WSHA](#). Published April 14, 2020. Accessed February 8, 2022.

Peer Reviewed Publications

1. Amar AP, Apuzzo ML, Liu CY. Vagus nerve stimulation therapy after failed cranial surgery for intractable epilepsy: Results from the vagus nerve stimulation therapy patient outcome registry. Neurosurgery. 2004;55:1086-1093.
2. Ardesch JJ, Buschman HPJ, Wagner-Schimmel LJJC, van der HE, Hageman G. Vagus nerve stimulation for medically refractory epilepsy: A long term follow-up study. Seizure. 2007 Oct;16(7):579-85. doi: 10.1016/j.seizure.2007.04.005. Accessed February 8, 2022.
3. Ben-Menachem E, Mañon-Espaillet R, Ristanovic R, et al. Vagus nerve stimulation for treatment of partial seizures: 1. A controlled study of effect on seizures. First International Vagus Nerve Stimulation Study Group. Epilepsia 1994; 35:616.
4. Connor DE Jr, Nixon M, Nanda A, Guthikonda B. Vagal nerve stimulation for the treatment of medically refractory epilepsy: A review of the current literature. Neurosurg Focus. 2012 Mar;32(3):E12. doi: 10.3171/2011.12.FOCUS11328. Accessed February 8, 2022.
5. Dan B. Vagal nerve stimulation beyond epilepsy. Dev Med Child Neurol. 2018 Jul;60(7):634. doi: 10.1111/dmcn.13779. Accessed February 8, 2022.
6. DeGiorgio C, Heck C, Bunch S. Vagus nerve stimulation for epilepsy: Randomized comparison of three stimulation paradigms. Neurology. 2005;65:317-319. Accessed February 8, 2022.
7. DeGiorgio CM, Schachter SC, Handforth A. Prospective long-term study of vagus nerve stimulation for the treatment of refractory seizures. Epilepsia. 2000;41:1195-1200.
8. De Herdt V, Boon P, Ceulemans B, Hauman H, Lagae L, Legros B, et al. Vagus nerve stimulation for refractory epilepsy: A Belgian multicenter study. Eur J Paediatr Neurol. 2007 Sep;11(5):261-9. doi: 10.1016/j.ejpn.2007.01.008. Accessed February 8, 2022.
9. Elliott RE, Rodgers SD, Bassani L, Morsi A, Geller EB, Carlson C, et al. Vagus nerve stimulation for children with treatment-resistant epilepsy: A consecutive series of 141 cases. J Neurosurg Pediatr. 2011 May; 7(5):491-500.
10. Englot DJ, Chang EF, Auguste KL. Vagus nerve stimulation for epilepsy: A meta-analysis of efficacy and predictors of response. J Neurosurg. 2011 Dec;115(6):1248-55. doi: 10.3171/2011.7.JNS11977. Accessed February 8, 2022.
11. Garcia-Navarrete E, Torres CV, Gallego I. Long-term results of vagal nerve stimulation for adults with medication-resistant epilepsy who have been on unchanged antiepileptic medication. Seizure. 2013;22:9-13.
12. George R, Salinsky M, Kuzniecky R, et al. Vagus nerve stimulation for treatment of partial seizures: 3. Long-term follow-up on first 67 patients exiting a controlled study. First International Vagus Nerve Stimulation Study Group. Epilepsia 1994; 35:637.
13. Glauser T, Ben-Menachem E, et al. Updated ILAE evidence review of antiepileptic drug efficacy. Epilepsia. 2013 Mar;54(3):551-63;doi: 10.1111/epi.12074. Accessed February 8, 2022.
14. Goadsby PJ, de Coe IF, Silver N, Tyagi A, Ahmed F, ACT2 Study Group, et al. Non-invasive vagus nerve stimulation for the acute treatment of episodic and chronic cluster headache: A randomized, double-blind, sham-controlled ACT2 study. Cephalalgia. 2018 Apr;38(5):959-969.
15. Gold MR, Van Veldhuisen DJ, Hauptman PJ, Borggreve M, Kubo SH, Lieberman RA, et al. Vagus nerve stimulation for the treatment of heart failure: The INOVATE-HF trial. J Am Coll Cardiol. 2016 Jul 12;68(2):149-58. 54.
16. González HFJ, Yengo-Kahn A, Englot DJ. Vagus nerve stimulation for the treatment of epilepsy. Neurosurg Clin N Am. 2019 Apr;30(2):219-230. doi: 10.1016/j.nec.2018.12.005. Accessed February 8, 2022.
17. Grazi L, Tassorelli C, de Tommaso M, Pierangeli G, Martelletti P, PRESTO Study Group, et al. Practical and clinical utility of non-invasive vagus nerve stimulation (nVNS) for the acute treatment of migraine: A post hoc analysis of the randomized, sham-controlled, double-blind PRESTO trial. J Headache Pain. 2018 Oct 19;19(1):98. doi: 10.1186/s10194-018-0928-1. Erratum in: J Headache Pain. 2019 Jan 7;20(1):1.
18. Grazi L, Egeo G, Liebler E, Padovan AM, Barbanti P. Non-invasive vagus nerve stimulation (nVNS) as symptomatic treatment of migraine in young patients: A preliminary safety study. Neurol Sci. 2017 May;38(Suppl 1):197-199. 55.
19. Handforth A, DeGiorgio CM, Schachter SC, et al. Vagus nerve stimulation therapy for partial-onset seizures: A randomized active-control trial. Neurology 1998; 51:48.

20. Helmers SL, Duh MS, Guérin A, et al. Clinical outcomes, quality of life, and costs associated with implantation of vagus nerve stimulation therapy in pediatric patients with drug-resistant epilepsy. *European Journal Of Paediatric Neurology*. 2012;16(5):449-458.
21. Kawai K, et al. Outcome of vagus nerve stimulation for drug-resistant epilepsy: The first three years of a prospective Japanese registry. *Epileptic Disorders*, 2017. Volume 19, Issue 3.
22. Kilgard MP, Rennaker RL, Alexander J, Dawson J. Vagus nerve stimulation paired with tactile training improved sensory function in a chronic stroke patient. *NeuroRehabilitation*. 2018;42(2):159-165 72.
23. Kimberley TJ, Pierce D, Prudente CN, Francisco GE, Yozbatiran N, Smith P, et al. Vagus nerve stimulation paired with upper limb rehabilitation after chronic stroke. *Stroke*. 2018 Nov;49(11):2789- 2792. 73.
24. Kinfe TM, Pintea B, Muhammad S, Zaremba S, Roeske S, Simon BJ, et al. Cervical non-invasive vagus nerve stimulation (nVNS) for preventive and acute treatment of episodic and chronic migraine and migraine-associated sleep disturbance: A prospective observational cohort study. *J Headache Pain*. 2015;16:101.
25. Klein HU, Ferrari GM. Vagus nerve stimulation: A new approach to reduce heart failure. *Cardiol J*. 2010;17(6):638-44.
26. Klinkenberg S, van den Bosch CN, Majoie HJ, et al. Behavioural and cognitive effects during vagus nerve stimulation in children with intractable epilepsy – a randomized controlled trial. *European Journal Of Paediatric Neurology*. 2013;17(1):82-90.
27. Klinkenberg S, Aalbers MW, et al. Vagus nerve stimulation in children with intractable epilepsy: A randomized controlled trial. *Dev Med Child Neurol*. 2012 Sep;54(9):855-61. doi: 10.1111/j.1469-8749.2012.04305.x. Accessed February 8, 2022.
28. Orosz I, McCormick D, Zamponi N, et al. Vagus nerve stimulation for drug-resistant epilepsy: A European long-term study up to 24 months in 347 children. *Epilepsia*. 2014;55(10):1576.
29. Panebianco, Rigby A, Weston J, Marson AG. Vagus nerve stimulation for partial seizures. *Cochrane Database Syst Rev*. 2015 Apr 3;2015(4):CD002896. doi: 10.1002/14651858.CD002896.pub2. Accessed February 8, 2022.
30. Penry JK, Dean JC. Prevention of intractable partial seizures by intermittent vagal stimulation in humans: preliminary results. *Epilepsia*. 1990;31 Suppl 2:S40-3. doi: 10.1111/j.1528-1157.1990.tb05848.x. Accessed February 8, 2022.
31. Ramsay RE, Uthman BM, Augustinsson LE, et al. Vagus nerve stimulation for treatment of partial seizures: 2. Safety, side effects, and tolerability. *First International Vagus Nerve Stimulation Study Group. Epilepsia* 1994; 35:627.
32. Reijmen E, Vannucci L, De Couck M, De Grève J, Gidron Y. Therapeutic potential of the vagus nerve in cancer. *Immunol Lett*. 2018 Oct;202:38-43.
33. Ryvlin P, Gilliam FG, Nguyen DK. The long-term effect of vagus nerve stimulation on quality of life in patients with pharmacoresistant focal epilepsy: The PuLsE (Open Prospective Randomized Long-term Effectiveness) trial. *Epilepsia*. 2014 Jun;55(6):893-900. doi: 10.1111/epi.12611. Accessed February 8, 2022.
34. Silberstein SD, Calhoun AH, Treppendahl C, Dodick DW, Rapoport AM, Mamidi A, et al. The emerging role of gammaCore® in the management of cluster headache: Expert panel recommendations. *Am J Manag Care*. 2017 Nov;23(17 Suppl):S326-S333.
35. ¹Silberstein SD, Calhoun AH, Lipton RB, Grosberg BM, Cady RK, EVENT Study Group, et al. Chronic migraine headache prevention with noninvasive vagus nerve stimulation: The EVENT study. *Neurology*. 2016a Aug 2;87(5):529-38.
36. ²Silberstein SD, Mechtler LL, Kudrow DB, Calhoun AH, McClure C, ACT1 Study Group, et al. Non-invasive vagus nerve stimulation for the acute treatment of cluster headache: Findings from the randomized, double-blind, sham-controlled ACT1 study. *Headache*. 2016b Sep;56(8):1317-32.
37. Tarn J, Legg S, Mitchell S, Simon B, Ng WF. The effects of noninvasive vagus nerve stimulation on fatigue and immune responses in patients with primary Sjögren's syndrome. *Neuromodulation*. 2019 Jul;22(5):580-585.
38. Tassorelli C, Grazi L, de Tommaso M, Pierangeli G, Martelletti P, PRESTO Study Group, et al. Noninvasive vagus nerve stimulation as acute therapy for migraine: The randomized PRESTO study. *Neurology*. 2018 Jun 15.
39. Terra V, Amorim R et al. Vagus nerve stimulator in patients with epilepsy: Indications and recommendations for use. *Arq Neuropsiquiatr*. 2013 Nov;71(11):902-6. doi: 10.1590/0004-282X20130116. Accessed February 8, 2022.
40. Vagus Nerve Stimulation Study Group. A randomized controlled trial of chronic vagus nerve stimulation for treatment of medically intractable seizures. *Neurology*. 1995;45:224-230.
41. Vonck K, Thadani V, Gilbert K. Vagus nerve stimulation for refractory epilepsy: A transatlantic experience. *J Clin Neurophysiol*. 2004;21:283-289.
42. Wheless JW, Gienapp AJ, Ryvlin P. Vagus nerve stimulation (VNS) therapy update. *Epilepsy Behav*. 2018 Nov;88S:2-10. doi: 10.1016/j.yebeh.2018.06.032. Accessed February 8, 2022.
43. Zannad F, De Ferrari GM, Tuinenburg AE, Wright D, Brugada J, Butter C, et al. Chronic vagal stimulation for the treatment of low ejection fraction heart failure: Results of the Neural Cardiac Therapy for Heart Failure (NECTAR-HF) randomized controlled trial. *Eur Heart J*. 2015 Feb 14;36(7):425-33.

APPENDIX

Reserved for State specific information. Information includes, but is not limited to, State contract language, Medicaid criteria and other mandated criteria.