

**CENTERS FOR MEDICARE & MEDICAID SERVICES  
WAIVER LIST**

**NUMBER:** 11-W-00099/3  
**TITLE:** HealthChoice Medicaid Section 1115 Demonstration  
**AWARDEE:** Maryland Department of Health and Mental Hygiene

All requirements of the Medicaid program expressed in law, regulation and policy statement, not expressly waived in this list, shall apply to the Demonstration project beginning July 1, 2011, through December 31, 2013. In addition, these waivers may only be implemented consistent with the approved Special Terms and Conditions (STCs).

Under the authority of section 1115(a)(1) of the Social Security Act (the Act), the following waivers of State plan requirements contained in section 1902 of the Act are granted in order to enable Maryland to carry out the HealthChoice Medicaid Section 1115 Demonstration.

<b>Presumptive Eligibility Option</b>	<b>Section 1902(a)(47) insofar as it incorporates sections 1920 and 1920A</b>
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To permit the State to provide presumptive eligibility for pregnant women and children using a method for determining presumptive eligibility that is not in accordance with sections 1920 and 1920A.

<b>Reasonable Promptness Providing Medical Assistance</b>	<b>Section 1902(a)(8) Section 1902(a)(10)(A)(ii)(XIV)</b>
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To enable the State to delay the provision of medical assistance with reasonable promptness to optional targeted low income children, who are not infants under age 1 described in subsection 1902(a)(10)(A)(i)(IV), or children described in subsections 1902(a)(10)(A)(i)(VI) or 1902(a)(10)(A)(i)(VII), whose creditable health insurance coverage was voluntarily terminated during the 6-month period prior to an application for such assistance. The delay is in order for the State to impose a 6-month period of uninsurance before an optional targeted low-child is considered eligible for medical assistance if the child's private health insurance was voluntarily terminated in the 6 months prior to the child's application for assistance.

<b>Amount, Duration, and Scope</b>	<b>Section 1902(a)(10)(B)</b>
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To enable the State to provide benefits specified in the STCs to Demonstration participants in the Rare and Expensive Case Management program which are not available to other individuals under the Medicaid State plan.

**Freedom of Choice****Section 1902(a)(23)(A)**

- a. To enable the State to restrict freedom of choice of provider, other than for family planning services, for children with special needs, as identified in section 1932(a)(2)(A)(i-v) of the Act, who are participants in the Demonstration.
- b. To enable the State to require that all populations participating in the Demonstration receive outpatient mental health services from providers with the public mental health system.

**Retroactive Eligibility****Section 1902(a)(34)**

To exempt the State from extending eligibility prior to the date of application to optional targeted low-income children, except for infants under age 1 described in subsection 1902(a)(10)(A)(i)(IV), or children described in subsections 1902(a)(10)(A)(i)(VI) or 1902(a)(10)(A)(i)(VII).