

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop S2-01-16
Baltimore, Maryland 21244-1850



State Demonstrations Group

AUG 15 2017

Dawn Stehle
Director
Division of Health and Medicaid Services
Arkansas Department of Human Services
112 West 8th Street, Slot S401
Little Rock, AR 72201-4608

Dear Ms. Stehle:

Thank you for your recent request to extend the Arkansas TEFRA-like section 1115 demonstration (project no. 11-W-00163). The Centers for Medicare & Medicaid Services (CMS) received your extension request on July 31, 2017. We have completed a preliminary review of your extension request in accordance with the April 27, 2012 CMS Final Rule on transparency and public notice procedures for section 1115 demonstration projects and determined that the state's application does not meet the requirements for a complete extension request as specified under section 42 C.F.R. §431.412(c).

The specific elements that are missing from the state's extension application that are needed in order for CMS to determine that the request is complete are outlined in the attached enclosure. At this time, CMS will not begin our 30-day federal public comment and notice process as specified under 42 C.F.R. §431.416(b). When the state submits a revised extension application that includes the missing elements as described in the enclosure, after completion of another minimum 30-day public comment period, CMS will conduct another preliminary review to determine if the revised request is complete in accordance with the requirements at 42 C.F.R. §431.416(a).

We look forward to working with you and your staff, and are available to provide technical assistance as you revise the state's extension application. If you have additional questions or concerns, please contact your project officer Emmett Ruff, Division of State Demonstrations and Waivers, at (410) 786-4252, or at Emmett.Ruff@cms.hhs.gov.

Sincerely,

[Redacted Signature]
Kim Howell
Director
Division of State Demonstrations & Waivers

Enclosure

cc: Bill Brooks, Associate Regional Administrator, CMS Dallas Region
Stacey Shuman, State Lead, CMS Dallas Region

ENCLOSURE

Elements Needed for a “Complete” Section 1115 Demonstration Extension Request

The state's extension application did not include sufficient documentation of how the state met all of the public notice requirements in subpart §431.408 as required by 42 C.F.R. §431.412(c)(2)(vii)).

- a. The state's public notice did not include the following requirements listed at 42 C.F.R. §431.408(a)(1):
 - i. The proposed health care delivery system and the eligibility requirements, benefit coverage and cost sharing (premiums, co-payments, and deductibles required of individuals that will be impacted by the demonstration as required by 42 C.F.R. §431.408(a)(1)(i)(B).
 - ii. An estimate of the expected increase or decrease in annual enrollment, and in annual aggregate expenditures, including historic enrollment or budgetary data as required by 42 C.F.R. §431.408(a)(1)(i)(C).
 - iii. The hypothesis and evaluation parameters of the demonstration as required by 42 C.F.R. §431.408(a)(1)(i)(D).
 - iv. The specific waiver and expenditure authorities that the state believes to be necessary to authorize the demonstration as required by 42 C.F.R. §431.408(a)(1)(i)(E).
- b. As required by 42 C.F.R. §431.408(a)(1)(ii), the state's public notice did not include an Internet link to the full extension application for public notice and comment. The public notice only linked to the general overview component of the extension application and not to the referenced Attachments B through M that make up the state's entire extension application.