

<b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL</b>  <b>FOR: HEALTH CARE FINANCING ADMINISTRATION</b>		1. TRANSMITTAL NUMBER: <b>09-015</b>	2. STATE <b>North Dakota</b>
		3. PROGRAM IDENTIFICATION: <b>TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)</b>	
TO: REGIONAL ADMINISTRATOR HEALTH CARE FINANCING ADMINISTRATION DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE <b>July 1, 2009</b>	
5. TYPE OF PLAN MATERIAL (Check One):  <input type="checkbox"/> NEW STATE PLAN <input type="checkbox"/> AMENDMENT TO BE CONSIDERED AS NEW PLAN <input checked="" type="checkbox"/> AMENDMENT COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)			
6. FEDERAL STATUTE/REGULATION CITATION:  <b>42 CFR 440.50</b>		7. FEDERAL BUDGET IMPACT: a. FFY <u>2009</u> \$ <u>9,674</u> b. FFY <u>2010</u> \$ <u>38,696</u>	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:  <b>Attachment to Page 3 of Attachment 3.1-A Attachment to Page 3 of Attachment 3.1-B</b>		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable):  <b>Attachment to Page 3 of Attachment 3.1-A Attachment to Page 3 of Attachment 3.1-B</b>	
10. SUBJECT OF AMENDMENT: <b>Amends the State Plan to change the eye exam service limitation to 2 years.</b>			
11. GOVERNOR'S REVIEW (Check One): <input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input checked="" type="checkbox"/> OTHER, AS SPECIFIED: <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <u>Maggie D. Anderson, Director,</u> <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL <u>Medical Services Division</u>			
12. SIGNATURE OF STATE AGENCY OFFICIAL:		16. RETURN TO:  <b>Maggie D. Anderson, Director Division of Medical Services ND Department of Human Services 600 East Boulevard Avenue Dept 325 Bismarck ND 58505-0250</b>	
13. TYPED NAME: <b>Maggie D. Anderson</b>			
14. TITLE: <b>Director, Division of Medical Services</b>			
15. DATE SUBMITTED: <b>June 16, 2009</b>			
<b>FOR REGIONAL OFFICE USE ONLY</b>			
17. DATE RECEIVED: <u>6/16/2009</u>		18. DATE APPROVED: <u>7/14/09</u>	
<b>PLAN APPROVED - ONE COPY ATTACHED</b>			
19. EFFECTIVE DATE OF APPROVED MATERIAL: <u>7/1/2009</u>		20. SIGNATURE OF REGIONAL OFFICIAL:	
21. TYPED NAME: <u>D. Stephen Nose, Acting for</u>		22. TITLE: <u>Associated Regional Administrator</u>	
23. REMARKS: <u>Richard C. Allen</u>			

LIMITATIONS ON AMOUNT, DURATION AND SCOPE

Service

- 6.b. Effective January 1, 2004, individuals 21 years of age and older are limited to one refractive examination no more often every two years after the initial examination paid under Medicaid unless more frequent examinations are prior approved as medically necessary by the department's optometric consultant. The same will apply to subsequent examinations in relation to a two-year cycle following an examination.

Individuals under 21 years of age are limited to one refractive examination no more often than one year after the initial examination paid under Medicaid unless more frequent examinations are prior approved as medically necessary by the department's optometric consultant. The same will apply to subsequent examinations in relation to a one-year cycle following an examination.

- 6.c. Chiropractic services. Effective January 1, 2004, the North Dakota Medicaid program will limit the number of spinal manipulation treatment services to no more than twelve treatments and two radiologic examinations per recipient per year unless the provider requests and receives prior authorization from the department.

- 6.d. Other practitioner's services. Effective April 1, 1992 the department shall provide for services provided by licensed psychologists.

Effective June 1, 2004, the North Dakota Medicaid program will limit the number of counseling visits to no more than 40 visits per recipient per calendar year unless the provider requests and receives prior authorization from the department. The 40-visit limit is a combined limit that applies to both psychologist and Licensed Independent Certified Social Worker services.

Effective October 1, 2003, the North Dakota Medicaid Program will pay for services provided by Certified Registered Nurse Anesthetists.

Effective April 1, 2004, the North Dakota Medicaid Program will pay for the services of Nurse Practitioners who meet North Dakota's advanced educational and clinic practice requirements and who are certified in specialties in addition to family and pediatric nurse practitioner services.

Effective June 1, 2004 the North Dakota Medicaid Program will pay for services provided by Licensed Independent Certified Social Workers (LICSW's). The number of visits will be limited to no more than 40 counseling visits per recipient per calendar year unless the provider requests and receives prior authorization from the department. The 40-visit limit is a combined limit that applies to both psychologist and Licensed Independent Certified Social Worker services.

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DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
1600 Broadway, Suite 700  
Denver, CO 80202-4967



**Region VIII**

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September 14, 2009

Maggie Anderson, Medicaid Director  
Medical Services Division  
North Dakota Department of Human Services  
600 East Boulevard Avenue, Dept. 325  
Bismarck, ND 58505-0250

RE: North Dakota #09-015

Dear Ms. Anderson:

This is your official notification that North Dakota State Plan amendment 09-015, "Change the eye exam service limitation to 2 years", has been approved effective July 1, 2009.

If you have any questions concerning this amendment, please contact Bernadette Quevedo-Mendoza at (303) 844-7121.

Sincerely,

/s/

Richard C. Allen  
Associate Regional Administrator  
Division for Medicaid and Children's Health Operations

CC: Mary Lou Thompson