

## **Table of Contents**

**State/Territory Name: MN**

**State Plan Amendment (SPA) #: 13-035**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form
- 3) Approved SPA Pages

Department of Health & Human Services  
Centers for Medicare & Medicaid Services  
233 North Michigan Avenue, Suite 600  
Chicago, Illinois 60601-5519



July 3, 2018

Marie Zimmerman, State Medicaid Director  
Minnesota Department of Human Services  
P.O. Box 64983  
St. Paul, MN 55164-0983

Dear Ms. Zimmerman:

Enclosed for your records is an approved copy of the following State Plan Amendment (SPA):

Transmittal #13-035            --Amending the state plan to add reasonable classifications of children to ensure eligibility for benefits via 1915(i) authority.  
  
   --Effective Date: May 1, 2018  
  
   --Approval Date: July 2, 2018

Per the Centers for Medicare and Medicaid requirements, the State will not be able to bill for services for this eligibility group until a 1915(i) benefit has been approved. Billing can only be retrospective to the first day of the quarter in which the 1915(i) SPA is approved.

If you have any additional questions, please have a member of your staff contact Sandra Porter at (312) 353-8310 or via e-mail at [Sandra.Porter@cms.hhs.gov](mailto:Sandra.Porter@cms.hhs.gov).


Sincerely,

//s//

Ruth A. Hughes  
Associate Regional Administrator  
Division of Medicaid and Children's Health Operations

Enclosures

cc:     Ann Berg, DHS  
        Pat Callaghan, DHS

<b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL FOR: CENTER FOR MEDICARE &amp; MEDICAID SERVICES</b>		1. TRANSMITTAL NUMBER: 13-35	2. STATE Minnesota
TO: REGIONAL ADMINISTRATOR CENTER FOR MEDICARE & MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
5. TYPE OF PLAN MATERIAL ( <i>Check One</i> ):  <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 ( <i>Separate Transmittal for each amendment</i> )		4. PROPOSED EFFECTIVE DATE May 1, 2018	
6. FEDERAL STATUTE/REGULATION CITATION: 1902(a)(10)(A)(ii)(IX), and 1905(a)(i)		7. FEDERAL BUDGET IMPACT: a. FFY 2014    \$ 0 b. FFY 2015    \$ 0	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:  Attachment 2.2-A, Supplement 1, new page 2 Attachment 2.6-A, Supplement 8a, page 6 Attachment 2.6-A, Supplement 8b, page 4		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT ( <i>If Applicable</i> ):  Attachment 2.6-A, Supplement 8a, page 6 Attachment 2.6-A, Supplement 8b, page 4	
10. SUBJECT OF AMENDMENT: Reasonable classifications of children			
11. GOVERNOR'S REVIEW ( <i>Check One</i> ): <input checked="" type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input type="checkbox"/> OTHER, AS SPECIFIED: <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL			
12. SIGNATURE OF STATE AGENCY OFFICIAL: 		16. RETURN TO: Ann Berg Minnesota Department of Human Services 540 Cedar Street, PO Box 64983 St. Paul, MN 55164-0983	
13. TYPED NAME: Ann Berg			
14. TITLE: Deputy Medicaid Director			
15. DATE SUBMITTED: December 31, 2013			
<b>FOR REGIONAL OFFICE USE ONLY</b>			
17. DATE RECEIVED: December 31, 2013		18. DATE APPROVED: July 2, 2018	
<b>PLAN APPROVED – ONE COPY ATTACHED</b>			
19. EFFECTIVE DATE OF APPROVED MATERIAL: May 1, 2018		20. SIGNATURE OF REGIONAL OFFICIAL: <i>/s/</i>	
21. TYPED NAME: Ruth A. Hughes		22. TITLE: Associate Regional Administrator	
23. REMARKS:			

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: Minnesota

**Optional Reasonable Classifications of Individuals under the Age of 21, 20, 19 and 18**

**B.7(b)(6): Other Defined Groups and Ages**

1902(a)(10)(A)  
(ii) and 1905(a)  
of the Act

Reasonable classifications of children who are not described in section 1902(a)(10)(A)(i)(I) of the Act, who meet the income and resource requirements of the AFDC state plan (or more liberal requirements specified in Supplement 8a for income and/or Supplement 8b for resources in Attachment 2.6-A of this state plan), and who are under 21 years of age or younger as indicated below:

Child under age 19 who meets the criteria for services under a section 1915(i) state plan benefit, and is eligible under section 1902(a)(10)(A)(ii)(I) of the Act.

TN: 13-35  
Supersedes  
TN: N/A

Approval Date: July 2, 2018

Effective Date: 05/01/18

POLICY	HOW POLICY IS MORE LIBERAL	GROUPS TO WHICH POLICY IS APPLIED
<p><b>Disregard of State Catastrophe Funds.</b> Disregard Minnesota I-35 Catastrophe Relief Fund payments.</p>	<p>AFDC and SSI have no similar disregard.</p>	<p>Eligibility Groups under the following sections of the Act: 1902(f) 1902(a)(10)(A)(ii) (I) 1902(a)(10)(A)(ii)(IV) 1902(a)(10)(A)(ii) (X) 1902(a)(10)(A)(ii) (XI) 1902(a)(10)(A)(ii) (XIV) 1902(a)(10)(A)(ii) (XV) QMB, SLMB &amp; QI under 1902(a)(10)(E) and 1905(p). Medically needy groups under §1902(a)(10)(C).</p>
<p><b>Disregard under Court Order:</b> Disregard payments to class members under the federal court order in Jensen <i>et al</i> v. Minnesota Department of Human Services, CN 09-1775 (DWF/FLN).</p>	<p>AFDC and SSI have no similar disregard.</p>	<p>Eligibility Groups under the following sections of the Act: 1902(f) 1902(a)(10)(A)(ii) (I) 1902(a)(10)(A)(ii)(IV) 1902(a)(10)(A)(ii) (X) 1902(a)(10)(A)(ii) (XI) 1902(a)(10)(A)(ii) (XIV) 1902(a)(10)(A)(ii) (XV) QMB, SLMB &amp; QI under §1902(a)(10)(E) and 1905(p). Medically needy groups under §1902(a)(10)(C).</p>
<p><b>Disregard income:</b> <u>Disregard all income between the AFDC payment standard of July 16, 1996 and (1) 283% FPL for children under age 2; and (2) 275% FPL for children under age 19.</u></p>	<p><u>AFDC has no similar disregard</u></p>	<p><u>Reasonable classifications of children under 1902(a)(10)(A)(ii)(I) described in Supplement 1, page 2 to Attachment 2.2-A.</u></p>

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
State: MINNESOTA  
MORE LIBERAL METHODS OF TREATING RESOURCES  
UNDER §1902(r)(2) OF THE ACT

POLICY	HOW POLICY IS MORE LIBERAL	GROUPS TO WHICH POLICY IS APPLIED
<p><b>Disregard of Catastrophe Relief Funds.</b> Disregard payments from the Minnesota I-35 Catastrophe Relief Funds</p>	<p>AFDC and SSI have no similar disregard.</p>	<p>Eligibility Groups under the following sections of the Act: 1902(f) 1902(a)(10)(A)(ii) (I) 1902(a)(10)(A)(ii) (IV) 1902(a)(10)(A)(ii)(V) 1902(a)(10)(A)(ii) (VIII) 1902(a)(10)(A)(ii) (X) 1902(a)(10)(A)(ii) (XI) 1902(a)(10)(A)(ii) (XIV) 1902(a)(10)(A)(ii) (XV) QMB, SLMB &amp; QI under 1902(a)(10)(E) and 1905(p) Medically needy groups under §1902(a)(10)(C)</p>
<p><b>Disregard assets:</b> Disregard all assets</p>	<p>AFDC had no such policy.</p>	<p>1902(a)(10)(a)(III), 1905(a)(viii) 1902(a)(10)(A)(ii)(I) and (IV), 1905(a)(viii) 1902(a)(10)(C), 1905(a)(viii) <u>Reasonable classifications of children under 1902(a)(10)(A)(ii)(I) described in Supplement 1, page 2 to Attachment 2.2-A.</u></p>
<p><b>Disregard of burial items:</b> Disregard burial funds, burial spaces, and burial space items excluded by SSI under 20 CFR section 416.1231as described on page 4a of Supplement 8b.</p>	<p>AFDC excluded one burial plot and equity in one burial agreement of up to \$1500 for each member of the assistance unit.</p>	<p>Eligibility under the following sections of the Act:  1902(a)(10)(A)(ii) (I), 1905(a)(ii) 1902(a)(10)(A)(ii) (IV), 1905(a)(ii) 1902(a)(10)(C)(III), 1905(a)(ii).</p>