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**State/Territory Name: North Dakota**

**State Plan Amendment (SPA) #: 18-0016**

This file contains the following documents in the order listed:

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

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
Denver Regional Office  
1961 Stout Street, Room 08-148  
Denver, CO 80294



**REGION VIII - DENVER**

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November 29, 2018

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

Dear Ms. Anderson:

We have reviewed the proposed State Plan Amendment (SPA) submitted under transmittal number (TN) 18-0016. This amendment documents North Dakota Medicaid's compliance with Section 5006 of the 21<sup>st</sup> Century Cures Act, with the development and maintenance of a provider directory.

Please be informed that this State Plan Amendment was approved on November 28, 2018 with an effective date of October 1, 2018. We are enclosing the CMS-179 and the amended plan page(s).

If you have any questions concerning this amendment, please contact Kirstin Michel at (303) 844-7036.

Sincerely,



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

cc: Melissa Rosales

<b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL</b>		1. TRANSMITTAL NUMBER: <b>18-0016</b>	2. STATE <b>North Dakota</b>
<b>FOR: CENTERS FOR MEDICARE AND MEDICAID SERVICES</b>		3. PROGRAM IDENTIFICATION: <b>TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)</b>	
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE AND MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE <b>October 1, 2018</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>Section 5006 of P-L 114-255</b>		7. FEDERAL BUDGET IMPACT: a. FFY <u>2019</u> \$ <u>NONE</u> b. FFY <u>2020</u> \$ <u>NONE</u>	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: <b>Attachment 4.47</b>		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable): <b>N/A</b>	
10. SUBJECT OF AMENDMENT: <b>Amends the State Plan regarding the requirement for publication of a fee-for-service provider directory.</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: <u>Maggie D. Anderson</u>			
14. TITLE: <b>Director, Division of Medical Services</b>			
15. DATE SUBMITTED: <u>10/17/2018</u>			
<b>FOR REGIONAL OFFICE USE ONLY</b>			
17. DATE RECEIVED: <b>October 17, 2018</b>		18. DATE APPROVED: <b>November 28, 2018</b>	
<b>PLAN APPROVED - ONE COPY ATTACHED</b>			
19. EFFECTIVE DATE OF APPROVED MATERIAL: <b>October 1, 2018</b>		20. SIGNATURE OF REGIONAL OFFICIAL: 	
21. TYPED NAME: <b>Richard C. Allen</b>		22. TITLE: <b>ARA, DMCHO</b>	
23. REMARKS:			

State: North Dakota

**4.47     21st Century Cures Act**

***Requiring Publication of Fee-for-Service Provider Directory***

Citation:

Section 5006 of P-L 114-255

  X   State is in compliance with the requirements of Section 5006 of the 21<sup>st</sup> Century Cures Act.

       State will be in compliance with Section 5006 of the 21<sup>st</sup> Century Cures Act by \_\_\_\_\_.

       State Plan's managed care coverage exempts this state from the requirements of Section 5006 of the 21<sup>st</sup> Century Cures Act.

       State would potentially need to enact legislation to comply with Section 5006 of the 21<sup>st</sup> Century Cures Act and will discuss compliance with CMS.