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State/Territory Name: Pennsylvania

State Plan Amendment (SPA) #: PA-13-006

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
150 S. Independence Mall West
Suite 216, The Public Ledger Building
Philadelphia, Pennsylvania 19106-3499



Region III/Division of Medicaid and Children's Health Operations

SWIFT #092520134025

JUN 25 2014

Beverly D. Mackereth
Secretary of Public Welfare
Department of Public Welfare
Room 333, Health & Welfare Building
P.O. Box 2675
Harrisburg, Pennsylvania 17105-2675

Dear Secretary Mackereth:

The Centers for Medicare & Medicaid Services (CMS) has completed its review of Pennsylvania's (PA) State Plan Amendment (SPA) 13-006, Birth Center Services - Separate Payments to Birth Centers and Practitioners. SPA PA-13-006 was submitted in order to comply with Section 2301(a)(3)(C) of the Affordable Care Act which requires states to make separate payments to birth centers and practitioners for antepartum, labor and delivery, and postpartum care provided in a birth center. Also in accordance with Section 2301(a)(3)(C) of the Affordable Care Act, the SPA proposed to establish a new payment structure for birth centers and practitioners who provide antepartum, labor and delivery, and postpartum care in a birth center.

This SPA is approved with an effective date of September 1, 2013. Enclosed are:

1. The CMS Summary Page (CMS-179 form); and
2. The approved State Plan pages for PA-13-006.

If you have any questions, please contact Mary McKeon at 215-861-4181.

Sincerely,

/s/

Francis McCaughy

Associate Regional Administrator

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**

FOR: HEALTH CARE FINANCING ADMINISTRATION

TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

1. TRANSMITTAL NUMBER:
13-006

2. STATE
Pennsylvania

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE
SOCIAL SECURITY ACT (MEDICAID)
Title XIX

4. PROPOSED EFFECTIVE DATE
September 1, 2013

5. TYPE OF PLAN MATERIAL (*Check One*):

☐ NEW STATE PLAN

☐ AMENDMENT TO BE CONSIDERED AS NEW PLAN

☒ AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (*Separate Transmittal for each amendment*)

6. FEDERAL STATUTE/REGULATION CITATION:
42 CFR 447 Subpart E

7. FEDERAL BUDGET IMPACT:
a. FFY 2013 \$0.00
b. FFY 2014 \$0.00

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Attachment 3.1A, Page 4dd
Attachment 3.1B, Page 4cc
Attachment 4.19B, Page 3

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (*If Applicable*):

Attachment 4.19B, Page 3

10. SUBJECT OF AMENDMENT:

Birth Center Services – Separate payments to birth centers and practitioners.

11. GOVERNOR'S REVIEW (*Check One*):

☐ GOVERNOR'S OFFICE REPORTED NO COMMENT

☐ COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

☐ NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

☒ OTHER, AS SPECIFIED:

Review and approval authority has
been delegated to the Department of
Public Welfare

12. SIGNATURE OF STATE AGENCY OFFICIAL:

/s/

13. TYPED NAME:
Beverly D. Mackereth

14. TITLE:
Secretary of Public Welfare

15. DATE SUBMITTED:

SEP 24 2013

16. RETURN TO:

Commonwealth of Pennsylvania
Department of Public Welfare
Office of Medical Assistance Programs
Bureau of Policy, Budget and Planning
P.O. Box 8046
Harrisburg, Pennsylvania 17105

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED:

SEP 01 2013

18. DATE APPROVED:

JUN 25 2014

PLAN APPROVED – ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:

SEP 01 2013

20. SIGNATURE OF REGIONAL OFFICIAL:

/s/

21. TYPED NAME:

FRANCIS McCULLOUGH

23. REMARKS:

ASSOCIATE REGIONAL ADMINISTRATOR

FREESTANDING BIRTH CENTER SERVICES

9.ee. (i) Licensed or Otherwise State-Approved Freestanding Birth Center Services

Provided: ☒ No limitations ☐ With limitations

9.ee. (ii) Licensed or Otherwise State-Recognized covered professionals providing services in the Freestanding Birth Center

Provided: ☐ No limitations ☒ With limitations

Practitioners furnishing mandatory services described in another benefit category and otherwise covered under the State Plan.

TN # 13-006

Supersedes

TN# NEW

Approval Date JUN 25 2014

Effective Date September 1, 2013

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TN # 13-006

Approval Date JUN 25 2014

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Supersedes

TN# NEW

METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES—OTHER TYPES OF CARE

CARE OR SERVICE	POLICY/METHODS USED TO ESTABLISH PAYMENT RATES
10. Prosthesis, Appliances, Medical Equipment and Supplies	<p>Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of prosthesis, appliances, medical equipment and supplies. The agency's fee schedule (rate) was last updated on December 10, 2012, and is effective for services provided on or after that date. All rates are published on the agency's website at: http://www.dpw.state.pa.us/publications/forproviders/schedules/mafeeschedules/index.htm.</p> <p>State Agency Fee Schedule Based on Established Criteria.*</p> <ol style="list-style-type: none">1. One (1) month's rental fee will be applied to the purchase price of durable medical equipment.2. Home health agencies are not reimbursed for supplies routinely needed as part of furnishing home health care.
11. Laboratory and X-ray Services	<p>Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of laboratory and x-ray services. The agency's fee schedule (rate) was last updated on December 10, 2012, and is effective for services provided on or after that date. All rates are published on the agency's website at: http://www.dpw.state.pa.us/publications/forproviders/schedules/mafeeschedules/index.htm.</p> <p>State Agency Fee Schedule Based on Established Criteria.*</p>
12. Public and Private Skilled Nursing Facility Services	See Attachment 4.19-D.
13. Public and Private Intermediate Care	See Attachment 4.19-D.
14. ICF/MR (Intermediate Care Facility Services for the Intellectually Disabled)	See Attachment 4.19-D.
15. Screening Services	<p>Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of screening services. The agency's fee schedule (rate) was last updated on June 14, 2010, and is effective for services provided on or after that date. All rates are published on the agency's website at: http://www.dpw.state.pa.us/publications/forproviders/schedules/mafeeschedules/index.htm.</p> <p>State Agency Fee Schedule Based on Established Criteria.*</p>
16. Outpatient Hospital Services	<p>Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of outpatient hospital services. The agency's fee schedule (rate) was last updated on June 5, 2012, and is effective for services provided on or after that date. All rates are published on the agency's website at: http://www.dpw.state.pa.us/publications/forproviders/schedules/mafeeschedules/index.htm.</p> <p>State Agency Fee Schedule Based on Established Criteria.*</p> <p>Hospitals that qualify for disproportionate share payments as per attachment 4.19A, Part III.</p>
17. Inpatient Psychiatric Services	See Attachment 4.19-A.
18. Birth Center Services	<p>Freestanding birth centers are paid using a facility fee. Physicians and Certified Nurse Midwives providing services in the freestanding birth centers are paid using the fee schedule rates as referenced in section 4.19B, page 1 of the State Plan under Individual Practitioner Services.</p> <p>Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of birth center services.</p> <p>Freestanding birth centers are paid a facility fee. Physicians and Certified Nurse Midwives providing services in the freestanding birth centers are paid using fee schedule rates as referenced in section 4.19B, page 1 of the State Plan under Individual Practitioner Services. The agency's fee schedule rates were set as of September 1, 2013. All rates are published on the agency's website at: http://www.dpw.state.pa.us/publications/forproviders/schedules/mafeeschedules/index.htm</p> <p>State Agency Fee Schedule Based on Established Criteria.*</p> <p><i>AMC CNE 6.15.14</i></p>
19. Targeted service management for persons with intellectual disabilities	See Attachment 4.19B Page 8