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State/Territory Name: Wisconsin

State Plan Amendment (SPA): 13-033

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



March 21, 2014

Brett Davis, Administrator and Medicaid Director
Division of Health Care Access and Accountability
Wisconsin Department of Health Services
1 West Wilson Street
P. O. Box 309
Madison, Wisconsin 53701-0309

Dear Mr. Davis:

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

Transmittal #13-033 --Medically Needy Income Limits
--Effective January 1, 2014

If you have any additional questions, please have a member of your staff contact Charles Friedrich at (608) 441-5344 or Charles.Friedrich@cms.hhs.gov.

Sincerely,

/s/

Verlon Johnson
Associate Regional Administrator
Division of Medicaid & Children's Health Operations

Enclosure

cc: Al Matano, Wisconsin Department of Health Services

DEPARTMENT OF HEALTH AND HUMAN SERVICES
HEALTH CARE FINANCING ADMINISTRATIONFORM APPROVED
OMB NO. 0938-0193**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**1. TRANSMITTAL NUMBER:
13-0332. STATE
Wisconsin**FOR: HEALTH CARE FINANCING ADMINISTRATION**3. PROGRAM IDENTIFICATION: TITLE XIX OF THE
SOCIAL SECURITY ACT (MEDICAID)TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES4. PROPOSED EFFECTIVE DATE
01/01/2014

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:

1902(a)(10)(C)(ii)(I) and (II) of the Social Security Act

7. FEDERAL BUDGET IMPACT:

a. FFY 2014 \$74K

b. FFY 2015 \$89K

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (If Applicable):Attachment ~~3~~ ^{2.6-A} Supplement 8a page 1.

Same

10. SUBJECT OF AMENDMENT:

Medically needy income limits.

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:

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME:

Brett Davis

14. TITLE:

State Medicaid Director

15. DATE SUBMITTED:

December 23, 2013

16. RETURN TO:

Brett Davis

State Medicaid Director

Division of Health Care Access and Accountability

1 W. Wilson St.

P.O. Box 309

Madison, WI 53701-0309

17. DATE RECEIVED:

December 23, 2013

FOR REGIONAL OFFICE USE ONLY

18. DATE APPROVED:

March 21st, 2014

19. EFFECTIVE DATE OF APPROVED MATERIAL:

January 1, 2014

PLAN APPROVED - ONE COPY ATTACHED

20. SIGNATURE OF REGIONAL OFFICIAL:

/s/

21. TYPED NAME: Verlon Johnson

22. TITLE: Associate Regional Administrator

23. REMARKS:

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: Wisconsin

MORE LIBERAL METHODS OF TREATING INCOME
UNDER SECTION 1902(r)(2) OF THE ACT

☐ Section 1902(f) State ☒ Non-Section 1902(f) State

- A. For persons in remedial or care institutions* and SSI-related medically needy:
1. In-kind support and maintenance - Totally exempt unless regular, predictable, and received in return for a service or product delivered.
 2. Deeming to other eligible children an ineligible parent's income in excess of that which makes one child ineligible - Deemed parental income is split among siblings and no further computations are done.
 3. Income deductions - Court-ordered support amounts (child or spousal support) and court-ordered attorney and/or guardian fees are considered unavailable.
- B. For AFDC-related medically needy:
1. Income deductions - Court-ordered support amounts (child or spousal support) and court-ordered attorney and/or guardian fees are considered unavailable.
 2. Gross income test - In determining eligibility, the AFDC gross income test which is based on 185 percent of the AFDC standard of need is not applied.
 3. Income Disregard – For pregnant women covered under 1902(a)(10)(C)(ii)(II), disregard income in the amount of the difference between 300% of the poverty level (as revised annually in the Federal Register) and the Medically Needy income limit for the family size involved.
 4. Income Disregard – For children covered under 1902(a)(10)(C)(ii)(I), disregard income in the amount of the difference between 150% of the poverty level (as revised annually in the Federal Register) and the Medically Needy income limit for the family size involved.

* Only includes persons in medical or remedial care institutions who would be eligible for AFDC, SSI, or an optional state supplement if they were not in a medical institution. These disregards do not apply to the eligibility group under section 1902(a)(10)(A)(ii)(V) of the Social Security Act.