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State/Territory Name: Maine

State Plan Amendment (SPA) #: 20-0019

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
Center for Medicaid & CHIP Services
233 North Michigan Ave., Suite 600
Chicago, Illinois 60601



Financial Management Group

September 17, 2020

Michelle Probert, Director
Maine Department of Health and Human Services
MaineCare Services
Policy Division
11 State House Station
Augusta, Maine 04333-0011

RE: TN 20-0019

Dear Director Probert:

We have reviewed the proposed Maine State Plan Amendment (SPA) to Attachment 4.19-B ME-20-0019, which was submitted to the Centers for Medicare & Medicaid Services (CMS) on June 30, 2020. This plan amendment increases the reimbursement rates for Personal Care Services and Private Duty Nursing.

Based upon the information provided by the State, we have approved the amendment with an effective date of April 1, 2020. We are enclosing the approved CMS-179 and a copy of the new state plan pages.

If you have any additional questions or need further assistance, please contact Blake Holt at 415-744-3754 or blake.holt@cms.hhs.gov.

Sincerely,

[Redacted Signature]

Todd McMillion
Director
Division of Reimbursement Review

Enclosures

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES**

1. TRANSMITTAL NUMBER
20 - 0019

2. STATE
Maine

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

TO: REGIONAL ADMINISTRATOR
CENTERS FOR MEDICARE & MEDICAID SERVICES
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE
4/1/2020

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 447.205

7. FEDERAL BUDGET IMPACT

a. FFY **2020** \$ **7,611,481**

b. FFY **2021** \$ **15,199,039**

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT
**Supplement 1 to Attachment 4.19-B
Page 5(iii), Page 5(iv), and 2c**

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (*If Applicable*)
**Supplement 1 to Attachment 4.19-B
Page 5(iii), Page 5(iv), and 2c**

10. SUBJECT OF AMENDMENT
Increase reimbursement for Personal Support Services (PSS)

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

GOVERNOR'S OFFICE REPORTED NO COMMENT

OTHER, AS SPECIFIED

COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL

16. RETURN TO

13. TYPED NAME

Michelle Probert

**Michelle Probert
Director, MaineCare Services
#11 State House Station
109 Capitol Street
Augusta, Maine 04333-0011**

14. TITLE

Director, MaineCare Services

15. DATE SUBMITTED

June 30, 2020

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED

18. DATE APPROVED
9/17/2020

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL

4/1/2020

20. SIGNATURE OF REGIONAL OFFICIAL

21. TYPED NAME

Todd McMillion

22. TITLE

Director, Division of Reimbursement Review

23. REMARKS

On 09/15/2020, the state provided concurrence for the following pen and ink changes: Box 6--from "42 CFR 447.205" to "42 CFR § 447 Subpart B." They also confirmed that the impact above is in whole dollars.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: Maine

Supplemental 1 to Attachment 4.19-B
Page 2c

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

8. Private Duty Nursing – Nursing services furnished by a licensed home health agency or an independent professional registered nurse. Payment is made on the basis of a fixed fee schedule. State-developed fee schedule rates are the same for both governmental and private providers. The agency’s fee schedule rate was set as of April 1, 2020 and is effective for services provided on or after that date. All rates are published at <https://mainecare.maine.gov/Provider%20Fee%20Schedules/Forms/Publication.aspx?RootFolder=%2FProvider%20Fee%20Schedules%2FRate%20Setting%2FSection%20096%20%2D%20Private%20Duty%20Nursing%20and%20Personal%20Care%20Services&FolderCTID=0x012000264D1FBA0C2BB247BF40A2C571600E81&View=%7B69CEE1D4%2DA5CC%2D4DAE%2D93B6%2D72A66DE366E0%7D>

Levels of care I through V have financial caps as follows below. For individuals qualifying under EPSDT, the service cap may be exceeded if services are determined medically necessary. Reimbursement of care coordination and skills training do not count towards the monthly cost caps.

LEVEL I	\$1,374/month
LEVEL II	\$1,723/month
LEVEL III	\$2,838/month
LEVEL IV (under 21 years of age only)	\$5,181/month
LEVEL V	\$29,072/month
LEVEL VIII	\$957/month
LEVEL IX	\$3,377/month

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

STATE: Maine

Supplement 1 to Attachment 4.19-B

Page 5(iii)

OMB No: 0938

**METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES-
OTHER TYPES OF CARE**

d. Personal Care Services:

The following sections describe the methods and standards used to set reimbursement rates for personal care services delivered by four different provider groups. State developed fee schedules are the same for both governmental and private providers.

1. Personal Care Attendant Services

Personal care attendant services are provided in the consumer-directed personal care model. Personal care attendants are reimbursed on the basis of a fixed fee schedule, set as of April 1, 2020 effective for services provided on or after that date.

Code	Description	Unit	Rate
S5125 U2	Attendant care services	¼ hour	\$ 4.86
S5125 U2 UN	Attendant Care Services, 15 Min, 2 members	¼ hour	\$2.67
S5125 U2 UP	Attendant Care Services, 15 Min, 3 members	¼ hour	\$1.94
H2014	Skills Training Service	¼ hour	\$14.03
G9001	Care coordination services – initial visit	¼ hour	\$17.00
G9002	Care coordination service - ongoing	¼ hour	\$17.00

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

STATE: Maine

Supplement 1 to Attachment 4.19-B

Page 5(iv)

OMB No: 0938

**METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES-
OTHER TYPES OF CARE**

2. Personal Care Agency Services

Personal care agency services are reimbursed on the basis of a fixed fee schedule, which was set as of April 1, 2020, and is effective for services provided on or after that date. All rates are published

at: [https://mainecare.maine.gov/Provider%20Fee%20Schedules/Rate%20Setting/Section%20096%20-%20Private%20Duty%20Nursing%20and%20Personal%20Care%20Services/Section%20096%20-%20Private%20Duty%20Nursing%20and%20Personal%20Care%20Services/Section%20096%20-%20Private%20Duty%20Nursing%20and%20Personal%20Care%20Services%202020.pdf](https://mainecare.maine.gov/Provider%20Fee%20Schedules/Rate%20Setting/Section%20096%20-%20Private%20Duty%20Nursing%20and%20Personal%20Care%20Services/Section%20096%20-%20Private%20Duty%20Nursing%20and%20Personal%20Care%20Services%202020.pdf). Reimbursement varies by provider type delivering the service (including personal support specialists delivering services under the Family Provider Service Option) and by number of members served by the same provider.