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State/Territory Name: Mississippi

State Plan Amendment (SPA) #: 20-0002

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
601 East 12th Street Room 355
Kansas City, Missouri 64106



Medicaid and CHIP Operations

October 21, 2020

Mr. Drew Snyder, Executive Director
Mississippi Division of Medicaid
550 High Street, Suite 1000
Jackson, MS 39201

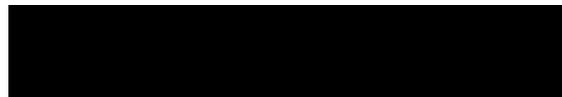
Re: Mississippi State Plan Amendment, Transmittal # 20-0002

Dear Director Snyder:

We have reviewed the proposed amendment to the Mississippi State Plan, submitted under transmittal number MS 20-0002. The SPA was submitted to add coverage and reimbursement of Private Duty Nursing (PDN) services and Personal Care Services (PSC) for Early and Periodic Screening, Diagnosis and Treatment (EPSDT) eligible beneficiaries to the State Plan, effective July 1, 2020.

Based on the information provided, this amendment is approved on October 19, 2020. We are enclosing the approved form HCFA 179 and plan page(s). If you have any questions or need further assistance, please contact my staff members, Etta Hawkins at 404-562-7429 or email Etta.hawkins@cms.hhs.gov or Cheryl Wigfall at 919-274-5976 or email Cheryl.Wigfall@cms.hhs.gov.

Sincerely,



James G. Scott
Director
Division of Program Operations

Enclosures

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL	1. TRANSMITTAL NUMBER: 20-0002	2. STATE MS
	3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
FOR: CENTERS FOR MEDICARE AND MEDICAID SERVICES		4. PROPOSED EFFECTIVE DATE 07/01/2020
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE AND MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		

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 C.F.R. §§ 42 U.S.C. § 1396d; 42 C.F.R. Part 441; 42 C.F.R. §§ 440.80, 440.167	7. FEDERAL BUDGET IMPACT: FFY 20: (\$1,638,644) FFY 21: (\$3,310,495)
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Attachment 3.1-A Exhibit 4b, Page 8 new page Attachment 4.19-B Page 4b(4) new page	9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (<i>If Applicable</i>): Attachment 4.19-B Page 8 deleted Attachment 4.19-B Page 23f deleted

10. SUBJECT OF AMENDMENT:

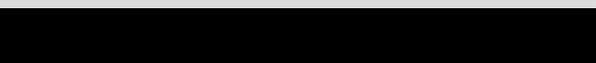
State Plan Amendment (SPA) 20-0002 Private Duty Nursing (PDN) and Personal Care Services (PCS) is being submitted to add coverage and reimbursement of PDN services and PSC for Early and Periodic Screening, Diagnosis and Treatment (EPSDT)-eligible beneficiaries to the State Plan, effective July 1, 2020.

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: /s/	16. RETURN TO: Drew L. Snyder Miss. Division of Medicaid Attn: Margaret Wilson 550 High Street, Suite 1000 Jackson, MS 39201-1399
13. TYPED NAME: Drew L. Snyder	
14. TITLE: Executive Director	
15. DATE SUBMITTED: August 6, 2020	

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED: 08/06/2020	18. DATE APPROVED: 10/19/2020
PLAN APPROVED – ONE COPY ATTACHED	
19. EFFECTIVE DATE OF APPROVED MATERIAL: 07/01/2020	20. SIGNATURE: 
21. TYPED NAME: James G. Scott	22. TITLE: Director, Division of Program Operations

23. REMARKS:

Approval for pen and ink change to box 7 approved on 10/5/2020 as follows:
FFY20 (\$681,226)
FFY21 (\$2,598,127)

State of Mississippi

DESCRIPTIONS OF LIMITATIONS AS TO AMOUNT, DURATION AND SCOPE OF MEDICAL CARE AND SERVICES PROVIDED

Private Duty Nursing (PDN) Services

The Division of Medicaid covers medically necessary private duty nursing (PDN) services for Early and Periodic Screening, Diagnosis and Treatment (EPSDT)-eligible beneficiaries when ordered by the beneficiary's primary physician or appropriate physician specialist and prior authorized by the Division of Medicaid's Utilization Review/Quality Improvement Organization (UM/QIO) or a contracted Coordinated Care Organization's (CCO's) UM/QIO.

PDN services are defined as skilled nursing care services for EPSDT-eligible beneficiaries who require more individualized and continuous care than is available from a visiting nurse or routinely provided by the nursing staff of the hospital or skilled nursing facility.

PDN services must be provided by a Mississippi Medicaid enrolled PDN provider and comply with the provider requirements specified by the Division of Medicaid.

Personal Care Services (PCS)

The Division of Medicaid covers medically necessary personal care services (PCS) for Early and Periodic Screening, Diagnosis and Treatment (EPSDT)-eligible beneficiaries when ordered by the beneficiary's primary physician and prior authorized by the Division of Medicaid's Utilization Review/Quality Improvement Organization (UM/QIO) or a contracted Coordinated Care Organization's (CCO's) UM/QIO.

PCS are medically necessary personal care services for EPSDT-eligible beneficiaries who require assistance in order to safely perform the activities of daily living (ADLs) due to a diagnosed condition, disability, or injury. The delivery and receipt of these services must be medically necessary for the treatment of the beneficiary's condition, disability, or injury and exceed the level of care available through the home health benefit.

PCS services must be provided by a Mississippi Medicaid enrolled PDN provider and comply with the provider requirements specified by the Division of Medicaid.

State of Mississippi

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

Early and Periodic Screening, Diagnostic and Treatment (EPSDT)

Private Duty Nursing

The Division of Medicaid reimburses private duty nursing (PDN) services for a registered nurse (RN) by adding the Federal Insurance Contributions Act (FICA) percentage of 7.65% and an administrative allowance of 0.53% to the May 2018 National Bureau of Labor Statistics (BLS) Highest Median Hourly rate for an RN in the Memphis, TN-MS-AR area . An additional \$17.00 per hour is added to the rate calculation for RN PDN ventilator services.

The Division of Medicaid reimburses private duty nursing (PDN) services for a licensed practical nurse (LPN) by adding the Federal Insurance Contributions Act (FICA) percentage of 7.65% and an administrative allowance of 16.51% to the May 2018 National Bureau of Labor Statistics (BLS) Highest Median Hourly rate for an LPN in the Memphis, TN-MS-AR area.

Personal Care Services

The Division of Medicaid reimburses personal care services (PCS) for a certified nursing assistant (CNA) by adding the Federal Insurance Contributions Act (FICA) percentage of 7.65% and an administrative allowance of 21.35% to the May 2018 National Bureau of Labor Statistics (BLS) Mean Hourly rate for a CNA in the Memphis, TN-MS-AR.

Except as otherwise noted in the state plan, state-developed fee schedule rates are the same for both governmental and private providers of PDN services and PCS. The Division of Medicaid's fee schedule rate was set as of July 1, 2020, and is effective for services provided on or after that date. All fees are published on the Division of Medicaid's website at <https://medicaid.ms.gov/providers/fee-schedules-and-rates/>.

The Division of Medicaid reimburses one hundred percent (100%) of the maximum allowable rate for the first beneficiary and fifty percent (50%) of the maximum allowable rate for the second beneficiary when a private duty nurse is caring for two (2) beneficiaries simultaneously in the same home.

The Division of Medicaid will reduce the rate of reimbursement to PDN and PCS providers for EPSDT services by five percent (5%) of the allowed amount for that service. The five percent (5%) reduction has been in place since July 1, 2002 and the fee schedule already incorporates the five percent (5%) reduction. The federal match will be paid based on the reduced amount.