

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
7500 Security Boulevard, Mail Stop S2-25-26  
Baltimore, Maryland 21244-1850



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## State Demonstrations Group

September 19, 2024

Austin Noll, Deputy Secretary for Medicaid Policy, Quality, and Operations  
Tom Wallace, Deputy Secretary for Health Care Finance and Data  
Florida Agency for Health Care Administration  
2721 Mahan Drive, Mail Stop 8  
Tallahassee, FL 32308

Dear Deputy Secretary Noll and Deputy Secretary Wallace:

The Centers for Medicare & Medicaid Services (CMS) is notifying the state that it is delinquent in submitting monitoring reports to CMS for the Florida Managed Medical Assistance section 1115 demonstration (Project No: 11-W-00206/4), effective January 15, 2021 through June 30, 2030. This letter serves as written notice that if the state does not come into compliance with submitting the deliverables, CMS will place the state on a Corrective Action Plan (CAP) and may subsequently issue a deferral if the CAP is not achieved (per STC 72). Additionally, the state's failure to submit all required monitoring reports, evaluations, and other deliverables will be considered by CMS in reviewing any application for an extension, amendment, or for a new demonstration.

Per Special Terms and Conditions (STC) 76, the state must submit 3 Quarterly Monitoring Reports and 1 Annual Monitoring Report each Demonstration Year (DY). Quarterly monitoring reports are due to CMS no later than 60 days following the end of each demonstration quarter and the Annual Monitoring Report is due no later than 90 days following the end of the DY. The following eight monitoring reports are past due and have not been submitted to CMS:

DY16 Annual Monitoring Report due September 28, 2022  
DY17Q1 Quarterly Monitoring Report due November 29, 2022  
DY17Q2 Quarterly Monitoring Report due March 1, 2023  
DY17Q3 Quarterly Monitoring Report due May 30, 2023  
DY17 Annual Monitoring Report due September 28, 2023  
DY18Q1 Quarterly Monitoring Report due November 29, 2023  
DY18Q2 Quarterly Monitoring Report due February 29, 2024  
DY18Q3 Quarterly Monitoring Report due May 30, 2024

CMS has offered alternative submission timelines and technical assistance for the outstanding monitoring reports; however, the state has still not submitted the above reports. Per a conversation between Jacey Cooper, Director of the State Demonstrations Group, CMS, Tom Wallace, and Austin Noll on August 23, 2024, the state has agreed to submit all monitoring reports listed in this letter by December 31, 2024. The state indicated that it will begin

submitting reports by September 30, 2024, and will continue submitting reports each month for the remainder of the year.

If the state fails to submit one or more monitoring reports in each month, CMS will immediately place the state on a CAP within 30 days of the end of the month, consistent with STC 72.b. Should the state not comply with the CAP, per STC 72, CMS may issue deferrals in accordance with 42 CFR part 430 subpart C, in the amount of \$5,000,000 per deliverable. As noted above, this letter serves as advance written notification under STC 72.a that the state has failed to submit the above-identified deliverables timely, and CMS may initiate a CAP and subsequent deferral action in accordance with the applicable STC and regulations.

We appreciate our continued partnership with Florida on the Managed Medical Assistance section 1115 demonstration. If you have any questions, please contact Danielle Daly at [Danielle.Daly@cms.hhs.gov](mailto:Danielle.Daly@cms.hhs.gov).

Sincerely,

Jacey Cooper  
Director

cc: Kia Carter-Anderson, State Monitoring Lead, CMS Medicaid and CHIP Operations Group