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State/Territory Name: Florida

State Plan Amendment (SPA) #: 24-0014

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) Form CMS-179
- 3) Approved SPA Pages

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
601 E. 12th St., Room 355
Kansas City, Missouri 64106



Medicaid and CHIP Operations Group

September 4, 2025

Brian Meyer
Deputy Secretary for Medicaid
Agency for Health Care Administration
2727 Mahan Drive, Mail Stop #8
Tallahassee, Florida 32301

Re: Florida State Plan Amendment (SPA) 24-0014

Dear Deputy Secretary Meyer:

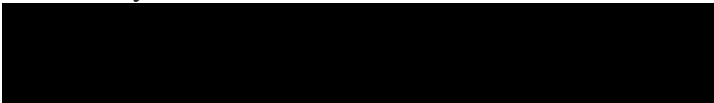
The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 24-0014. This amendment updates Florida's personal care benefit for home health agencies and terminology for excluding care provided by legally responsible adults for beneficiaries under 21 years of age.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulation 42 CFR 440.167. This letter informs you that Florida's Medicaid SPA TN 24-0014 was approved on September 4, 2025, effective December 1, 2024.

Enclosed are copies of Form CMS-179 and the approved SPA pages to be incorporated into the Florida State Plan.

If you have any questions, please contact Kia Carter-Anderson at (404) 562-7431 or via email at Kia.Carter-Anderson@cms.hhs.gov.

Sincerely,



Shantrina Roberts, Acting Director
Division of Program Operations

Enclosures

cc: Shanise Jackson

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

1. TRANSMITTAL NUMBER

2 4 — 0 0 1 4

2. STATE

F L

3. PROGRAM IDENTIFICATION: TITLE OF THE SOCIAL
SECURITY ACT



XIX



XXI

TO: CENTER DIRECTOR
CENTERS FOR MEDICAID & CHIP SERVICES
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE

December 1, 2024

5. FEDERAL STATUTE/REGULATION CITATION

42 CFR 440.167

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a FFY 2024-25

\$ 0

b FFY 2025-26

\$ 0

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachment 3.1-A, page 12, 12.1

Attachment 3.1-B, page 12, 12.1

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (If Applicable)

Attachment 3.1-A, page 12, 12.1

Attachment 3.1-B, page 12, 12.1

9. SUBJECT OF AMENDMENT

Personal Care Services

10. 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:

11. SIGNATURE OF STATE AGENCY OFFICIAL

[Redacted Signature]

15. RETURN TO

Mr. Brian Meyer

Deputy Secretary for Medicaid

Agency for Health Care Administration

2727 Mahan Drive, Mail Stop #8

Tallahassee, Florida 32301

12. TYPED NAME

Brian Meyer

13. TITLE

Deputy Secretary for Medicaid

14. DATE SUBMITTED

12-27-24

Attention: Shanise Jackson

FOR CMS USE ONLY

16. DATE RECEIVED

12/27/2024

17. DATE APPROVED

09/04/2025

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL

12/01/2024

19. SIGNATURE OF APPROVING OFFICIAL

[Redacted Signature]

20. TYPED NAME OF APPROVING OFFICIAL

Shantrina Roberts

21. TITLE OF APPROVING OFFICIAL

Acting Director, Division of Program Operations

22. REMARKS

EARLY AND PERIODIC SCREENING AND DIAGNOSIS OF INDIVIDUALS UNDER 21 YEARS OF AGE, AND TREATMENT OF CONDITIONS FOUND:

(24f) Description

- 9 Personal care services provide medically necessary assistance, in the home or the community, with activities of daily living (ADL) and age-appropriate instrumental activities of daily living (IADL) to enable recipients to accomplish tasks they would normally be able to do for themselves if they did not have a medical condition or disability. Personal care services are provided in accordance with Title 42, Code of Federal Regulations (CFR), section 440.167.

Who Can Receive

Personal care services are available to recipients under the age of 21 years who require medically necessary personal care services.

Who Can Provide

- Home health agencies licensed in accordance with state law.
- Independent personal care providers who meet the following:
 - Are 18 years or older
 - Are trained in the areas of cardiopulmonary resuscitation, HIV/AIDS, and infection control
 - Have at least one year of experience working in a medical, psychiatric, nursing or childcare setting or working with recipients who have an intellectual disability
 - College, vocational, or technical training in medical, psychiatric, nursing, childcare, or intellectual disabilities equal to 30 semester hours, 45 quarter hours, or 720 classroom hours can be substituted for the required experience.

Allowable Benefits

Personal care services are reimbursed for up to 24 hours per day, per recipient, in order to provide assistance with ADLs and age appropriate IADLs when the recipient meets the following criteria:

- Is under the care of a physician and has an order for personal care services in accordance with 42 CFR 440.167.

In accordance with section 1905(a) of the Social Security Act, codified in Title 42 of the United States Code 1396d(a), services that exceed coverage may be approved, if determined medically necessary. The provider is required to obtain prior authorization from the Agency or its designee.

Exclusions

Florida Medicaid does not cover the following:

- Services furnished by related providers, caretaker relatives, household members, or any person with custodial or legal responsibility for the recipient (except when a recipient is enrolled in the Section 1915(j) Consumer-Directed Care Plus Program)
- Services provided in any of the following locations:
 - Hospitals
 - Institutions for Mental Disease (IMDs)
 - Intermediate care facility for individuals with intellectual disabilities
 - Nursing facilities
 - Prescribed pediatric extended care centers
 - Residential facilities or assisted living facilities when the services duplicate those provided by the facility

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