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State/Territory Name: Hawaii

State Plan Amendment (SPA) #: 25-0012

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 E. 12th St., Room 355

Kansas City, Missouri 64106

Medicaid and CHIP Operations Group

April 30, 2026

Meredith Nichols
State of Hawaii Department of Human Services
Office of the Director
PO Box 339
Honolulu, HI 96809-0339

Re: Hawaii State Plan Amendment (SPA) – 25-0012

Dear Acting Director Nichols:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 25-0012. This amendment proposes to update the clinic services benefit to comply with the revised regulations at 42 CFR 440.90.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulations. This letter informs you that Hawaii's Medicaid SPA TN 25-0012 was approved on April 29, 2026, with an effective date of October 1, 2025.

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

If you have any questions, please contact Sasha Zolynas at (206) 615-2742 or via email at Sasha.Zolynas@cms.hhs.gov.

Sincerely,

Nicole McKnight
Acting Director, Division of Program Operations

Enclosures

cc: Jodeen Enesa
Edie Mayeshiro

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

1. TRANSMITTAL NUMBER <u>2 5</u> — <u>0 0 1 2</u>	2. STATE <u>HI</u>
3. PROGRAM IDENTIFICATION: TITLE OF THE SOCIAL SECURITY ACT <input checked="" type="radio"/> XIX <input type="radio"/> XXI	

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

4. PROPOSED EFFECTIVE DATE
10/01/2025

5. FEDERAL STATUTE/REGULATION CITATION
42 CFR § 440.90

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)
a. FFY ~~2025~~ 2026 \$ 0
b. FFY ~~2026~~ 2027 \$ 0

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT
~~Attachment 3.1-A and 3.1-B pg. 2.2-2.2e~~
Supplement to Attachment 3.1-A and 3.1-B, pg. 2.2-2.2f

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)
~~Attachment 3.1-A and 3.1-B pg. 2.2~~
Supplement to Attachment 3.1-A and 3.1-B, page 2.1 Item 9.

9. SUBJECT OF AMENDMENT
Clinic Services-On November 27, 2024, CMS published the Medicare Hospital Outpatient Prospective Payment System (OPPS) and Ambulatory Surgical Center (ASC) Payment System final rule which amended the Medicaid clinic services benefit at 42 CFR § 440.90.

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

AME
for Judy Mohr Peterson, PhD
13. TITLE
Med-QUEST Division Administrator
14. DATE SUBMITTED
11/25/25

15. RETURN TO
State of Hawaii
Department of Human Services
Office of the Director
P.O. Box 339
Honolulu, Hawaii 96809-0339

FOR CMS USE ONLY

16. DATE RECEIVED
November 25, 2025

17. DATE APPROVED
April 29, 2026

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL
October 1, 2025

19. SIGNATURE OF APPROVING OFFICIAL

20. TYPED NAME OF APPROVING OFFICIAL
Nicole McKnight

21. TITLE OF APPROVING OFFICIAL
Acting Director, Division of Program Operations

22. REMARKS

State authorized pen and ink changes to Boxes 6, 7, and 8 on 4/27/26.

State Plan under Title XIX of the Social Security Act

State/Territory: HAWAII

Section 1905(a)(9) Clinic Services

The state provides coverage for this benefit as defined at section §1905(a)(9) of the Social Security Act (the Act) and 42 C.F.R. 440.90 and as described as follows:

General Assurances**[Select all three checkboxes below.]**

- The state assures services are furnished by a facility that is not part of a hospital in accordance with 42 C.F.R. 440.90.
- The state assures that services are furnished by facilities that are organized and operated to provide medical care to outpatients in accordance with 42 C.F.R. 440.90.
- The state assures that services are furnished under the direction of a physician or dentist in accordance with 42 C.F.R. 440.90(a).

Types of Clinic Services and Limitations in Amount, Duration, or Scope**[Select if applicable, describe below, and indicate if limits may be exceeded based upon state determined medical necessity criteria.]**

- Limitations apply to all services within the benefit category.

PRA Disclosure Statement - This use of this form is mandatory and the information is being collected to assist the Centers for Medicare & Medicaid Services in implementing section §1905(a)(9) of the Social Security Act. Under the Privacy Act of 1974, any personally identifying information obtained will be kept private to the extent of the law. An agency may not conduct or sponsor, and a person is not required to respond to a collection of information unless it displays a currently valid Office of Management and Budget (OMB) control number. The OMB control number for this project is 0938-1148 (CMS-10398 #91). Public burden for all of the collection of information requirements under this control number is estimated to take about 25 hours per response. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to CMS, 7500 Security Boulevard, Attn: Paperwork Reduction Act Reports Clearance Officer, Mail Stop C4-26-05, Baltimore, Maryland 21244-1850.

State Plan under Title XIX of the Social Security Act

State/Territory: HAWAII

Section 1905(a)(9) Clinic Services

Types of Clinics and Services:

[Select all that apply and describe below as applicable]**Behavioral Health Clinics [Describe the types of behavioral health clinics below and select below if applicable.]:**

Outpatient therapy for individuals seeking support for mental health concerns who do not require round-the-clock treatment, support, or safety monitoring. There are several types of behavioral health clinics including:

- Psychotherapy and psychiatry clinics;
- Applied Behavior Analysis (ABA) clinics;
- Outpatient substance use disorder (SUD) treatment clinics, including Methadone Clinics and other Medication-Assisted Treatment (MAT) clinics;
- Sexual abuse treatment centers; and
- Day treatment and intensive outpatient programs.



Limitations apply only to this clinic type within the benefit category. **[Describe below and indicate if limits may be exceeded based upon state determined medical necessity criteria.]**

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State Plan under Title XIX of the Social Security Act

State/Territory: HAWAII

Section 1905(a)(9) Clinic Services IHS and Tribal Clinics **[Select below if applicable.]:** Limitations apply only to this clinic type within the benefit category. **[describe below and indicate if limits may be exceeded based upon state determined medical necessity criteria].** Renal Dialysis Clinics **[Select below if applicable.]:** Limitations apply only to this clinic type within the benefit category. **[Describe below and indicate if limits may be exceeded based upon state determined medical necessity criteria.]** Other Clinics **[Describe the types of clinics, if any limitations apply, and select below if applicable.]:**

Primary Care Clinics, Urgent Care Clinics, Palliative Care Clinics
Specialty Care Clinics, School-Based Health Clinics, Imaging/Radiology
Centers, Large Medical Group Clinics, Rehabilitation Services Clinics and
Ambulatory Surgical Centers

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State Plan under Title XIX of the Social Security Act

State/Territory: HAWAII

Section 1905(a)(9) Clinic Services

Limitations apply only to this clinic type within the benefit category. **[Describe below and indicate if limits may be exceeded based upon state determined medical necessity criteria.]**

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State Plan under Title XIX of the Social Security Act

State/Territory: HAWAII

Section 1905(a)(9) Clinic Services**Four Walls Exceptions**

The state assures that the following services may be furnished outside of the clinic. **[Select the first and second checkbox; Do not select the second checkbox if the state does not enroll IHS or Tribal facilities as providers of clinic services.]**

- Services furnished outside the clinic, by clinic personnel under the direction of a physician, to an eligible individual who does not reside in a permanent dwelling or does not have a fixed home or mailing address in accordance with 42 C.F.R. 440.90(b).
- Services furnished outside a clinic that is a facility of the Indian Health Service, whether operated by the Indian Health Service (IHS) or by a Tribe or Tribal organization (as authorized by the Indian Self-Determination and Education Assistance Act (ISDEAA), Pub. L. 93-638), by clinic personnel under the direction of a physician in accordance with 42 C.F.R. 440.90(c).

The state elects to cover the following services outside of the clinic **[Select all that apply.]**:

- Services furnished outside of a clinic that is primarily organized for the care and treatment of outpatients with behavioral health disorders, including mental health and substance use disorders, by clinic personnel under the direction of a physician in accordance with 42 C.F.R. 440.90(d) **[Describe the types of behavioral health clinics such exception applies to below.]**

The following types of behavioral health clinics may have mobile units that provide services outside the four walls:

- Psychotherapy and psychiatry clinics;
- Outpatient substance use disorder (SUD) treatment clinics, including

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State Plan under Title XIX of the Social Security Act

State/Territory: HAWAII

Section 1905(a)(9) Clinic Services

Methadone Clinics and other Medication-Assisted Treatment (MAT) clinics



Services furnished outside of a clinic that is located in a rural area and is not a rural health clinic (as referenced in section §1905(a)(2)(B) of the Act and 42 C.F.R. 440.20(b) of this subpart) by clinic personnel under the direction of a physician in accordance with 42 C.F.R. 440.90(e) **[Select one of the checkboxes below and describe the definition of a rural area that applies to this exception.]**:



A definition adopted and used by a federal governmental agency for programmatic purposes **[Describe below.]**:



A definition adopted by a state governmental agency with a role in setting state rural health policy **[Describe below.]**:

Under the Hawaii State Department of Health Office of Primary Care and Rural Health, the state's rural areas are defined in Hawaii's Revised Statutes §1B-1.

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Section 1905(a)(9) Clinic Services

The state attests that **[Select the checkbox if the state elects to cover services outside of a clinic that is located in a rural area.]**:

- The selected definition of a rural area best captures the population of rural individuals that meets more of the four criteria that mirror the needs and barriers to access experienced by individuals who are unhoused:
- The population experiences high rates of behavioral health diagnoses or difficulty accessing behavioral health services;
 - The population experiences issues accessing services due to lack of transportation;
 - The population experiences a historical mistrust of the health care system; and
 - The population experiences high rates of poor health outcomes and mortality.

Additional Benefit Description (Optional)

At its option the state may provide additional descriptive information about the benefit, beyond what is included in the federal statutory and regulatory definitions and descriptions. **[Describe below.]**

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