

## **Table of Contents**

**State/Territory Name: Kansas**

**State Plan Amendment (SPA) #: 23-0035**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS Form 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

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November 1, 2023

Christine Osterlund, Acting State Medicaid Director  
Kansas Department of Health and Environment  
Division of Health Care Finance  
Landon State Office Building  
900 SW Jackson, Room 900-N  
Topeka, KS 66612-1220

Re: Kansas State Plan Amendment (SPA) 23-0035

Dear: Christine Osterlund:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 23-0035. This amendment proposes to add Children Behavioral Interventionist (CBI) Service, which will provide children/youth with neuro-developmental activities for individuals/families that are struggling with behavior and emotional management issues as established in a person-centered treatment plan. These services will be provided to assist in preventing hospital or institutional treatment.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act. This letter is to inform you that Kansas Medicaid SPA 23-0035 was approved on November 1, 2023, with an effective date of October 1, 2023.

If you have any questions, please contact Helenita Augustus at 410-786-8902 or via email at [Helenita.Augustus@cms.hhs.gov](mailto:Helenita.Augustus@cms.hhs.gov).

Sincerely,

A large black rectangular redaction box covers the signature of James G. Scott.

James G. Scott, Director  
Division of Program Operations

Enclosures

cc: Bobbie Graff-Hendrixson  
Bill Stelzner  
Bill Thompson  
Annette Grant

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

1. TRANSMITTAL NUMBER 23 — 0035 2. STATE KS

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

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

4. PROPOSED EFFECTIVE DATE  
October 1, 2023

5. FEDERAL STATUTE/REGULATION CITATION  
42 CFR 440 and 42 CFR 447

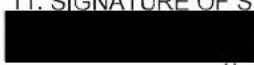
6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)  
a FFY 2024 \$ 0  
b FFY 2025 \$ 0

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT  
  
Attachment 3.1-A #4.b., Page 3g (New)  
Attachment 4.19-B #4.b., Page 1 (New)

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

9. SUBJECT OF AMENDMENT  
The Kansas Department for Aging and Disability Services (KDADS) is adding the service, Children's Behavioral Interventionist Service. It is available to any individual up to age 21 based on a determination of medical necessity.

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:  
Sarah Fertig is the Governor's Designee

11. SIGNATURE OF STATE AGENCY OFFICIAL  
  
12. TYPED NAME  
Sarah Fertig  
13. TITLE  
State Medicaid Director  
14. DATE SUBMITTED  
August 16, 2023

15. RETURN TO  
Sarah Fertig, State Medicaid Director  
KDHE, Division of Health Care Finance  
Landon State Office Building  
900 SW Jackson, Room 900-N  
Topeka, KS 66612-1220

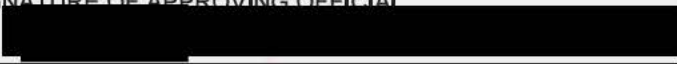
**FOR CMS USE ONLY**

16. DATE RECEIVED  
August 16, 2023

17. DATE APPROVED  
November 1, 2023

**PLAN APPROVED - ONE COPY ATTACHED**

18. EFFECTIVE DATE OF APPROVED MATERIAL  
October 1, 2023

19. SIGNATURE OF APPROVING OFFICIAL  


20. TYPED NAME OF APPROVING OFFICIAL  
James G. Scott

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

22. REMARKS

**Rehabilitative Services**

**Children’s Behavioral Interventionist Service** – A Children’s Behavioral Interventionist (CBI) service is provided in the home where the child/youth reside. The services provide child/youth with neuro-developmental activities for individuals/families that are struggling with behavioral and emotional management issues as established in a person-centered treatment plan. Assistance is provided with developing redirection skills and in the teaching of positive behaviors. This service requires family involvement with the CBI provider modeling these skills. Services are for the direct benefit of the beneficiary. The active engagement of the CBI provider in neuro-stimulating activities assists in rewiring neuropathways in the brain. The goal is for the child/youth to live safely in the home setting and increase their behavioral function appropriately in daily living activities. These services are provided to assist in preventing hospital or institutional treatment.

Services Provided:

- Intake and Assessment
- Skill Building/Training – through neurodevelopment activities with children to help re-wire negative neuropathways in the brain
- Education/Resources: For child and family pertaining to diagnosis and additional community mental health needs.

**Behavioral Interventionist Qualifications:**

An individual of twenty-one years of age or older with a high school diploma or equivalent and 40 hours of applied behavioral interventionist training with certificate of completion.

The Behavioral Interventionist direct care provider will adhere to all state approved standards, meet all annual training and ongoing requirements as specified by certification while under the direction of the Behavioral Interventionist Supervisor or other Qualified Behavioral Interventionist Practitioner.

The supervising practitioner of the Behavior Interventionist direct care provider will be a Licensed Mental Health Professional (LMHP) with a master’s degree in human services, 2 years’ supervisory experience and two years’ experience with children/youth with elevated behavioral needs. For purposes of elements with this service provision, a Licensed Behavior Analyst meets the LMHP criteria.

## KANSAS MEDICAID STATE PLAN

Attachment 4.19-B  
#4.b  
Page 1

### EPSDT Services

#### Child Behavior Interventionist Service Methods and Standards for Establishing Payment Rates

The requirement for this service is that it must be billed with the family present. This service will be reimbursed per diem.

Except as otherwise noted in the plan, state developed fee schedule rates are the same for both governmental and private providers for the above services. The agency's fee schedule rate was set as of October 1, 2023 and is effective for services provided on or after that date. The agency's established fee schedule rates are published on the agency's website at <https://portal.kmap-state-ks.us/PublicPage/ProviderPricing/Disclaimer?searchBy=ScheduleList>

This link will take the user to a page titled "Reference Copyright Notice." Scroll to the bottom of the page and click on the word "Accept" to access the fee schedule. The next page that appears is titled "KMAP Fee Schedules."

To access a fee schedule:

- a. Select the program from the drop-down list -TXIX;
- b. Choose the type of rates – Medicaid;
- c. After choosing the rate type, the user will see a list of the current and historical versions of the corresponding schedule;
- d. Click the schedule TXIX.