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State/Territory Name: Maryland

State Plan Amendment (SPA) #: 24-0018

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form
- 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

March 7, 2025

Mr. Ryan Moran
Medicaid Director
Maryland Department of Health
201 W. Preston Street, 5th Floor
Baltimore, MD 21201

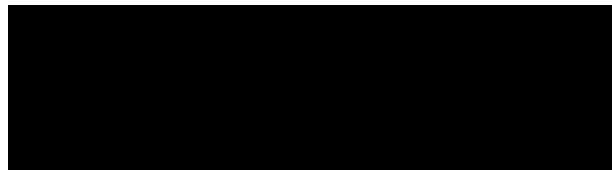
Re: Maryland State Plan Amendment (SPA) 24-0018

Dear Mr. Moran:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 24-0018. This amendment proposes to expand coverage for school-based psychological services when provided to students who do not have an Individualized Education Program (IEP) or Individualized Family Service Plan (IFSP).

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act. This letter informs you that Maryland's Medicaid SPA TN 24-0018 was approved on March 6, 2025, effective January 1, 2025.

If you have any questions, please contact Talbatha Myatt at (215) 861-4259 or via email at Talbatha.Myatt@cms.hhs.gov.



James G. Scott, Director
Division of Program Operations

Enclosures

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

1. TRANSMITTAL NUMBER

2 4 — 0 0 1 8

2. STATE

MD3. 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

January 1, 2025

5. FEDERAL STATUTE/REGULATION CITATION

42 CFR 447.201

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a. FFY 2025 \$ 9,000,000b. FFY 2026 \$ 3,000,000

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachment 3.1A pg. 19-11D; 15D (24-0018)

Attachment 4.19B pg. 6; 28-29; 38-D (24-0018)

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION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

Attachment 3.1A pg. 19-11D (NEW)

Attachment 3.1A pg. 15D (22-0010)

Attachment 4.19B pg. 6 (23-0002)

Attachment 4.19B pg. 28 (18-0004)

Attachment 4.19B pg. 29 (10-04)

Attachment 4.19B pg. 38-D (NEW)

9. SUBJECT OF AMENDMENT

Maryland is amending the State Plan to expand coverage for school-based psychological services when provided to students who do not have an Individualized Education Program (IEP) or Individualized Family Service Plan (IFSP).

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:

12. TYPED NAME
Tricia Roddy13. TITLE
Deputy Medicaid Director14. DATE SUBMITTED
12-17-2024

15. RETURN TO

Ryan Moran
Medicaid Director
Maryland Department of Health
201 W. Preston St., 5th Floor
Baltimore, MD 21201**FOR CMS USE ONLY**16. DATE RECEIVED
12/17/202417. DATE APPROVED
03/06/2025**PLAN APPROVED - ONE COPY ATTACHED**18. EFFECTIVE DATE OF APPROVED MATERIAL
01/01/2025

19. SIG

20. TYPED NAME OF APPROVING OFFICIAL
James G. Scott21. TITLE OF APPROVING OFFICIAL
Director, Division of Program Operations

22. REMARKS

STATE PLAN FOR MEDICAL ASSISTANCE
UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
STATE OF MARYLAND

6. Medical care and any other type of remedial care under State Law, furnished practitioners within the scope of their practice as defined by State Law.

j. Licensed School Psychologist

A. The Program covers medically necessary psychological services rendered to participants in the school setting by licensed school psychologists in accordance with COMAR 10.09.50.

B. Provider Qualifications:

A Licensed School Psychologist, formerly referred to as Certified School Psychologist, shall be licensed in accordance with state regulations to practice in the jurisdiction in which services are provided. Certified School Psychologist certificates will be accepted until January 1, 2028, due to a state certification transition period.

C. Preauthorization:

Providers must obtain preauthorization for all services for which a claim is to be submitted with the exception of IEP/IFSP services where the authorization for the service is contained within the IEP/IFSP.

STATE PLAN PROGRAM
UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
STATE OF MARYLAND

PROGRAM	LIMITATIONS
(Continued)	
4.B. Early and periodic screening and diagnosis of individuals under 21 years of age, and treatment of conditions found.	<p>11. To participate in the Maryland Medical Assistance <u>Program</u> as an <u>EPSDT School Health-Related</u> Services or Health-Related Early Intervention Services provider, a provider shall:</p> <ul style="list-style-type: none">a. At a minimum, meet the licensure and certification requirements for their profession;b. Have experience with rendering services to individuals from birth to 21 years; andc. For services rendered in accordance with an Individualized Education Program (IEP) or Individualized Family Service Plan (IFSP), gain annual approval by the multidisciplinary team which develops the recipient's IEP or IFSP for continued treatment.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of Maryland

- 5.e The Agency reimburses schools for psychiatric evaluations when required under an Individualized Education Program (IEP) or Individualized Family Service Plan (IFSP) For all dates beginning January 1, 2010, the State will reimburse for this service at the same rate that it reimburses all other non-governmental providers as described in 5.b.
- 5.f Effective January 1, 2023, the reimbursement rate for treatment in place and mobile integrated health is set at \$150 per event. Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of treatment in place and mobile integrated health services. These services are provided by emergency service transporters under supervision of a physician.

Treatment in Place:

Emergency service transport providers may be reimbursed for medically necessary services rendered to an individual without subsequent transportation when:

1. The emergency response system (9-1-1) is activated;
2. An ambulance is dispatched; and
3. At a minimum the provider administers a patient assessment

Mobile Integrated Health:

Emergency service transport providers will be reimbursed for medically necessary community-based preventative, primary, chronic, preadmission, or post admission health care services provided to a participant when the services are:

1. Within the scope of practice of the emergency medical services provider;
2. Provided in a home or another community-based setting to a program recipient who does not require emergency medical transport; and
3. Consistent with the protocols issued by the emergency medical services board.

5.g. Payment limitations:

- Preoperative evaluations for anesthesia are included in the fee for administration of anesthesia and the provider may not bill them as consultants.
- Referrals from one physician to another for treatment of specific patient problems may not be billed as consultations.
- The operating surgeon may not bill for the administration of anesthesia or for an assistant surgeon who is not in his employ.
- Payment for consultations provided in a multi-specialty setting is limited by criteria established by the Department.
- The Department will not pay a provider for those laboratory or x-ray services performed by another facility but will instead pay the facility performing the procedure directly.

STATE PLAN FOR MEDICAL ASSISTANCE
UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

STATE OF MARYLAND

18. Licensed Mental Health Practitioners:

- **Licensed Registered Nurse Practitioner with a specialty in Psychiatry**
- **Licensed Advanced Practice Registered Nurse certified in Psychiatric Mental Health**
- **Licensed Clinical Professional Counselor and Therapist**
- **Licensed Psychologist**
- **Licensed Clinical Social Worker**
- **Licensed Clinical Professional Art Therapist**

- 18a. The Department reimburses practitioners identified as “mental health professionals” differentially dependent on their licensure class. The professionals eligible for reimbursement are licensed under State law and include nurse psychotherapists, licensed doctoral psychologists, licensed and certified social workers, licensed and certified professional counselors, and certified nurse practitioners. Services and provider qualifications are limited to those outlined in 3.1A of the Maryland State Plan.
- 18b. Maryland bases the rates on market factors, primarily comparable rates from other insurers. For each class of mental health professional and for each CPT procedure code, rates paid by other insurers are reviewed. Since Maryland reimburses for a broader range of services than many insurers, some adjustments and interpolations are required. In order to establish rates for similar procedures, rates are adjusted based upon time and intensity of effort required for the procedure in question. Whenever possible, rates are then benchmarked against Medicare rates for similar procedure codes. On average, State rates are below allowable Medicare rates. The Department’s reimbursement methodology was set on July 1st, 2008 and is effective for services provided on or after that date. Except as otherwise noted in the Plan, rates are the same for both governmental and private individual practitioners. Updated rates are included on the current fee schedule which is published on the Department’s website at: health.maryland.gov/providerinfo.
- 18c. The Department reimburses schools for certain mental health services when required under an Individual Education Program (IEP) or Individual Family Service Plan (IFSP) and when provided by a licensed mental health provider. These services include: individual psychotherapy, family psychotherapy, group psychotherapy, and psychological testing. For all dates beginning January 1, 2010, the State will reimburse for this service at the same rate that it reimburses all other non-governmental mental health providers as described in 18b.
- 18d. Effective January 1, 2025, the Department reimburses schools for mental health services within the provider’s scope of practice for recipients who do not have an IEP or IFSP and when provided by licensed and certified social workers ..

Preauthorization:

The Department may provide an exception to the first limitation rule above if it, or its agent, finds the additional service is medically necessary, not duplicative.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of Maryland

18e. Payment limitations:

- The Department will not pay for services which do not involve direct patient contact.
- The provider may not bill the Program or the recipient for:
 - Completion of forms and reports;
 - Broken or missed appointments;
 - Professional services rendered by mail;
 - Services which are provided at no charge to the general public with the exception of certain mental health services that are rendered in the school setting to eligible recipients ; and
 - Providing a copy of a recipient's medical record when requested by another licensed provider on behalf of a recipient.
- The Department reimburses only for one service per service date.
- The Department does not reimburse for outpatient health services provided to an individual when the individual is in a hospital or residential treatment center
- The Department does not reimburse services provided by a school health-related service provider that are not included on a child's IEP or IFSP, with the exception of certain mental health services described in 18.d

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of Maryland

Licensed School Psychologists

- a. The Department reimburses for licensed school psychologists. Services and provider qualifications are limited to those outlined in 3.1A of the Maryland State Plan.
- b. The Department reimburses schools for mental health services within the provider's scope of practice when required under an Individual Education Program (IEP) or Individual Family Service Plan (IFSP) and when provided by a licensed school psychologist. These services include: individual psychotherapy, family psychotherapy, group psychotherapy, and psychological testing. The State will reimburse for this service at the same rate that it reimburses all other non-governmental mental health providers as described in 18b.
- c. Effective January 1, 2025, the Department reimburses schools for mental health services within the provider's scope of practice for recipients who do not have an IEP or IFSP and when provided by an MSDE licensed school psychologist.
- d. The State will reimburse for services described in b and c at the same rate that it reimburses all other non-governmental mental health providers as described in 18b.
- e. Limitations:
 - 1) The Department reimburses only for one service per service date; and
 - 2) The Department does not reimburse for school-based mental health services provided to an individual when the individual is in a hospital or residential treatment center; and
 - 3) The Department does not reimburse mental health services provided by a school health-related services provider that are not included on a child's IEP or IFSP for dates of service prior to January 1, 2025.

Preauthorization: The Department may provide an exception to the first limitation rule above if it, or its agent, finds the additional service is medically necessary, not duplicative.

- f. Payment limitations:
 - The Department will not pay for services which do not involve direct, face-to-face patient contact.
 - The provider may not bill the Program or the recipient for:
 - Completion of forms and reports;
 - Broken or missed appointments;
 - Professional services rendered by mail;
 - Services which are provided at no charge to the general public with the exception of certain mental health services that are rendered in the school setting to eligible recipients; and
 - Providing a copy of a recipient's medical record when requested by another licensed provider on behalf of a recipient.