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State/Territory Name: North Dakota

State Plan Amendment (SPA) #: 26-0007

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 1, 2026

Krista Fremming
Interim Director
Medical Services Division
North Dakota Department of Health and Human Services
600 East Boulevard Avenue, Dept. 325
Bismark, ND 58505

Re: North Dakota State Plan Amendment (SPA) – 26-0007

Dear Director Fremming:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 26-0007. This amendment proposes to amend the State Plan to add Licensed Practical Nurses to provide Nursing Services provided in a school.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulations 42 CFR 440.60. This letter informs you that North Dakota Medicaid SPA TN 26-0007 was approved on April 1, 2026, with an effective date of January 1, 2026.

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

If you have any questions, please contact Tyson Christensen at (816) 426-6440 or via email at Tyson.Christensen@cms.hhs.gov.

Sincerely,

Nicole McKnight
On Behalf of Courtney Miller, MCOG Director

Enclosures

cc: LeeAnn Thiel

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

1. TRANSMITTAL NUMBER <u>2 6 — 0 0 0 7</u>	2. STATE <u>ND</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
January 1, 2026

5. FEDERAL STATUTE/REGULATION CITATION
42 CFR 440.60

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)
a. FFY 2026 \$ 3,824
b. FFY 2027 \$ 5,291

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachment to page 3 of Attachment 3.1-A and
Attachment to page 3 of Attachment 3.1-B

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)

Attachment to page 3 of Attachment 3.1-A and
Attachment to page 3 of Attachment 3.1-B (TN 24-0016)

9. SUBJECT OF AMENDMENT

Amends the State Plan to add Licensed Practical Nurses to provide Nursing Services provided in a school.

10. GOVERNOR'S REVIEW (Check One)

<input type="radio"/> GOVERNOR'S OFFICE REPORTED NO COMMENT	<input checked="" type="radio"/> OTHER, AS SPECIFIED: Krista Fremming, Interim Director Medical Services Division
<input type="radio"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED	
<input type="radio"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL	

11. SIGNATURE OF STATE AGENCY OFFICIAL
Krista Fremming

Interim Medical Services Director

15. RETURN TO
Krista Fremming, Interim Director
Medical Services Division
ND Department of Health and Human Services
600 East Boulevard Avenue Dept 325
Bismarck ND 58505-0250

14. DATE SUBMITTED
January 27, 2026

FOR CMS USE ONLY

16. DATE RECEIVED
January 27, 2026

17. DATE APPROVED
April 1, 2026

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL
January 1, 2026

19. SIGNATURE OF APPROVING OFFICIAL
[Redacted]

20. TYPED NAME OF APPROVING OFFICIAL
Nicole McKnight

On Behalf of Courtney Miller, MCOG Director

22. REMARKS

LIMITATIONS ON AMOUNT, DURATION AND SCOPE

6.d. (Continued)

Nursing Services provided in a School to Children with Complex Medical Needs

Effective January 1, 2026, the North Dakota Medicaid program will enroll licensed Registered Nurses and Licensed Practical Nurses to provide nursing services to Medicaid-eligible children (under the age of 21) who have complex medical needs and a plan that documents medical necessity for nursing services to support the child's needs to access free appropriate public education. The Registered Nurses and Licensed Practical Nurses must be either employed by or under contract through a school and the school shall bill North Dakota Medicaid for the nursing services rendered by the nurses.

Services Provided by Licensed Addiction Counselors

Licensed addiction counselor includes licensed clinical addiction counselors, licensed master addiction counselors and practitioners possessing a similar license in a border state and operating within their scope of practice in that state. Licensed addiction counselors may enroll to furnish services within their scope of practice according to State Law.

Medical Nutrition Therapy Services provided by Licensed Registered Dietitians

Medical nutrition therapy services are an evidence-based medical approach to treating certain chronic conditions through the use of an individually-tailored nutrition plan.

Coverage is limited to four hours per calendar year. Additional services may be authorized if determined to be medically necessary.

Tobacco Cessation Counseling Services provided by Licensed Practitioners

Coverage is limited to two quit attempts per year; each quit attempt is limited to no more than four counseling sessions. Additional services may be approved if they are medically necessary and the provider requests and receives prior authorization from the department. The service must be provided by a licensed practitioner, such as a nurse practitioner or physician assistant, within their scope of practice according to State law.

LIMITATIONS ON AMOUNT, DURATION AND SCOPE

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