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State/Territory Name: Puerto Rico

State Plan Amendment (SPA) #: 22-0004

This file contains the following documents in the order listed:

- 1) NY Regional Office Approval Letter
- 2) Approved SPA pages
- 3) CMS-179 form
- 4) DPO SPA Decision Memo

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

October 11, 2022

Dinorah Collazo Ortiz
Medicaid Director
Puerto Rico Medicaid Program
Puerto Rico Department of Health
P.O. Box 70184
San Juan, PR 00936-8184

Re: Puerto Rico State Plan Amendment (SPA) 22-0004

Dear Ms. Collazo:

The Centers for Medicare and Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) PR 22-0004 to remove the expiration date from PR SPA 21-0011 and add language to keep the Puerto Rico Local Poverty Level at 85 percent of the federal poverty level.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulations: Section 1902(e)(14); 42 CFR 435.603. This letter is to inform you that we approved Puerto Rico Medicaid SPA 22-0004 on October 7, 2022, with an effective date of October 1, 2022.

If you have any questions, please contact Ivelisse Salce at 212-616-2411 or via email at Ivelisse.Salce@cms.hss.gov.

Sincerely,

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

James G. Scott, Director
Division of Program Operations

cc: Nicole McKnight
Ivelisse Salce

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

1. TRANSMITTAL NUMBER

2 2 — 0 0 0 4

2. STATE

PR

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

October 1, 2022

5. FEDERAL STATUTE/REGULATION CITATION

Social Security Act, Sec. 1902(e)(14); 42 CFR 435; 42 CFR 435.603

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a. FFY 2023 \$
b. FFY 2024 \$

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT
MAGI Form S14T PDF Income Standard - Territories

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (If Applicable)
MAGI Form S14T PDF Income Standard - Territories

9. SUBJECT OF AMENDMENT

Removes the sunset from the previous local poverty level (LPL) SPA, and inserts language to keep the Puerto Rico LPL at 85% of

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

12. TYPED NAME
Dinorah Collazo-Ortiz

13. TITLE
Program Director

14. DATE SUBMITTED
08/26/2022

15. RETURN TO
PUERTO RICO MEDICAID PROGRAM
PUERTO RICO DEPARTMENT OF HEALTH
PO BOX 70184
SAN JUAN PR 00936-8184

FOR CMS USE ONLY

16. DATE RECEIVED
08/26/2022

17. DATE APPROVED
10/07/2022

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL
10/01/2022

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



Medicaid Eligibility

State Name: Puerto Rico

Transmittal Number: PR - 22 - 0004

Income Standards - Territories

S14T

Indicate which type of poverty level the territory uses:



The Federal Poverty Level (FPL)



The Local Poverty Level (LPL)

Enter the amount of the Local Poverty Level.

	Household Size	Amount	
+	1	\$963.00	X
+	2	\$1,297.00	X
+	3	\$1,631.00	X
+	4	\$1,966.00	X
+	5	\$2,300.00	X
+	6	\$2,634.00	X
+	7	\$2,969.00	X
+	8	\$3,303.00	X
+	9	\$3,637.00	X
+	10	\$3,972.00	X
+	11	\$4,306.00	X
+	12	\$4,640.00	X
+	13	\$4,975.00	X
+	14	\$5,309.00	X
+	15	\$5,643.00	X
+	16	\$5,978.00	X
+	17	\$6,312.00	X
+	18	\$6,646.00	X

Puerto Rico Medicaid uses a Local Poverty Level which is aligned to 85% of the Federal Poverty Level (adjusted annually and published by the federal office of management and budget applicable to the household size). The income limit for MAGI Medicaid is 133% (+5% disregard) of the Puerto Rico Local Poverty Level. The income limit for MAGI M-CHIP is 266% (+5% disregard) of the Puerto Rico Local Poverty Level.



Medicaid Eligibility

Indicate whether the amounts entered above are monthly or yearly:



Medicaid Eligibility

☒ Monthly

☐ Yearly

Wherever FPL is referenced in the other sections of the state plan, it means the Local Poverty Level.

Enter the AFDC Standards below. All states must enter:

MAGI-equivalent AFDC Payment Standard in Effect As of May 1, 1988 and
AFDC Payment Standard in Effect As of July 16, 1996

Entry of other standards is optional.

MAGI-equivalent AFDC Payment Standard in Effect As of May 1, 1988

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☒ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement
- ☐ Standard varies in some other way

Enter the statewide standard

	Household size	Standard (\$)	
+	1	37	X
+	2	70	X
+	3	103	X
+	4	135	X
+	5	168	X
+	6	201	X
+	7	234	X
+	8	267	X

Additional incremental amount

☒ Yes ☐ No

Increment amount \$ 36

The dollar amounts increase automatically each year

☐ Yes ☒ No



Medicaid Eligibility

AFDC Payment Standard in Effect As of July 16, 1996

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☒ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement
- ☐ Standard varies in some other way

Enter the statewide standard

	Household size	Standard (\$)	
+	1	32	X
+	2	64	X
+	3	96	X
+	4	128	X
+	5	160	X
+	6	192	X
+	7	224	X
+	8	256	X

Additional incremental amount

☒ Yes ☐ No

Increment amount \$ 32

The dollar amounts increase automatically each year

☐ Yes ☒ No

MAGI-equivalent AFDC Payment Standard in Effect As of July 16, 1996

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☐ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement
- ☐ Standard varies in some other way



Medicaid Eligibility

The dollar amounts increase automatically each year

☐ Yes ☐ No

AFDC Need Standard in Effect As of July 16, 1996

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☐ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement
- ☐ Standard varies in some other way

The dollar amounts increase automatically each year

☐ Yes ☐ No

AFDC Payment Standard in Effect As of July 16, 1996, increased by no more than the percentage increase in the Consumer Price Index for urban consumers (CPI-U) since such date.

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☐ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement
- ☐ Standard varies in some other way

The dollar amounts increase automatically each year

☐ Yes ☐ No

MAGI-equivalent AFDC Payment Standard in Effect As of July 16, 1996, increased by no more than the percentage increase in the Consumer Price Index for urban consumers (CPI-U) since such date

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☐ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement



Medicaid Eligibility

☐ Standard varies in some other way

The dollar amounts increase automatically each year

☐ Yes ☐ No

TANF payment standard

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☐ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement
- ☐ Standard varies in some other way

The dollar amounts increase automatically each year

☐ Yes ☐ No

MAGI-equivalent TANF payment standard

Income Standard Entry - Dollar Amount - Automatic Increase Option

S13a

The standard is as follows:

- ☐ Statewide standard
- ☐ Standard varies by region
- ☐ Standard varies by living arrangement
- ☐ Standard varies in some other way

The dollar amounts increase automatically each year

☐ Yes ☐ No

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