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**State/Territory Name: South Carolina** 

State Plan Amendment (SPA) #: 22-0009

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 Center for Medicaid & CHIP Services 233 North Michigan Ave., Suite 600 Chicago, Illinois 60601



## Financial Management Group

October 20, 2022

Mr. Robert M. Kerr, Director South Carolina Department of Health & Human Services P.O. Box 8206 Columbia, South Carolina 29202-8206

Attention: Sheila Chavis

RE: South Carolina State Plan Amendment (SPA) 22-0009

Dear Mr. Kerr:

We have reviewed the proposed South Carolina State Plan Amendment (SPA) 22-0009, which was submitted to the Centers for Medicare & Medicaid Services (CMS) on September 19, 2022. This SPA implements a rate increase for Children's Personal Care, Enhanced Nursing, Registered Nurse (RN) and Licensed Practical Nurse (LPN).

Based upon the information provided by the State, we have approved the amendment with an effective date of July1, 2022. We are enclosing the approved CMS-179 and a copy of the new state plan pages.

If you have any additional questions or need further assistance, please contact Debi Benson at 312-886-0360 or Deborah.Benson@cms.hhs.gov.

Sincerely,

Todd McMillion
Director
Division of Reimbursement Review

**Enclosures** 

FORM CMS-179 (09/24)

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES	$F \begin{bmatrix} 1. \text{ TRANSMITTAL NUMBER} \\ 2 & 2 & & 0 & 0 & 0 & 9 \\ \hline & & & & & & & \\ \hline & & & & & & \\ \hline & & & &$
	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  July 1, 2022
5. FEDERAL STATUTE/REGULATION CITATION	6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)
Title XIX of Social Security Act, 42 CFR Sec. 1902(a)	a FFY 2022 \$ 1.500,000 b. FFY 2023 \$ 6,000,000
7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT	8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)
Attachment 4.19-B page 2.1	Attachment 4.19-B page 2.1
9. SUBJECT OF AMENDMENT  This SPA will implement a rate increase for Children's Personal (  10. GOVERNOR'S REVIEW (Check One)	Care, Enhanced Nursing, RN, and Enhanced Nursing, LPN.
GOVERNOR'S OFFICE REPORTED NO COMMENT COMMENTS OF GOVERNOR'S OFFICE ENCLOSED NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL	OTHER, ASSPECIFIED:
11_SIGNATURE OF STATE AGENCY OFFICIAL	15. RETURN TO South Carolina Department of Health and Human Services Post Office Box 8206
12. TYPED NAME Robert M. Kerr	Columbia, SC 29202-8206
13. TITLE	
Director	
14. DATE SUBMITTED September 16, 2022	
·	USE ONLY
16. DATE RECEIVED September 19, 2022	17. DATE APPROVED 10/20/2022
PLAN APPROVED - 0	NE COPY ATTACHED
18. EFFECTIVE DATE OF APPROVED MATERIAL July 1, 2022	19. SIGNATURE OF APPROVING OFFICIAL
20. TYPED NAME OF APPROVING OFFICIAL Todd McMillion	21. TITLE OF APPROVING OFFICIAL  Director, Division of Reimbursement Review
22. REMARKS	

Instructions on Back

#### Home Based Private Duty Nursing Services:

Home Based Private Duty Nursing reimbursement rates are separately established for Registered Nurses (RN) and Licensed Practical Nurses (LPN). Salaries, fringe benefits, limited direct, and indirect costs are considered in the development of the rates. Services are billed in 6-minute increments; therefore, ten (10) units equate to an hour of care. (In the instances of private duty nursing services to Department of Disabilities and Special Needs (DDSN) clients under 21, these services are billed in fifteen (15) minute increments.) Except as otherwise noted in the plan, the state-developed fee schedule rates are the same for both governmental and private providers of home based private duty nursing services. The agency's fee schedule rate was set as of July 1, 2022 and is effective for services provided on or after that date. The hourly rate for RN and LPN nursing services are as follows:

Registered Nurse (RN) - \$39.40 Licensed Practical Nurse (LPN) - \$29.80

Effective May 1, 2009, an additional classification of home-based private nursing services is reimbursable for services provided to children who are ventilator or respirator dependent, intubated or dependent on parenteral feeding or any combination of the above. This service has been developed to recognize the skill level that nurses caring for these children must have over and above normal home-based services. An hourly rate adjustment of \$3.00 is added to the RN or LPN home based rate for services provided to those children who are defined as High Risk/High Tech. Again, services are billed in 6-minute increments; therefore, ten (10) units equate to an hour of care. Effective for services provided on or after July 1, 2022, the following enhanced rates are reflected below:

Register Nurse (RN) - \$45.00 Licensed Practical Nurse (LPN) - \$35.00

### Personal Care Services:

The Personal Care service reimbursement rate (currently \$19.40/hour was initially established based upon projected service costs of providers. The payment rate is calculated for Personal Care services on an hourly basis. This rate does not cover room and board services provided to Medicaid recipients. Annual cost reports are reviewed on an as needed basis to ensure the appropriateness of the payment rates in accordance with allowable cost definitions as outlined in 45 CFR Part 75 and 42 CFR Part 413. Services are billed in six (6) minutes increments; therefore, ten (10) units equate to an hour of care. (In the instances of personal care services to DDSN clients under 21, these services are billed in fifteen (15) minute increments.) Except as otherwise noted in the plan, state-developed fee schedule rates are the same for both governmental and private providers of Personal Care services.

SC 22-0009

EFFECTIVE DATE: 07/01/22 APPROVAL DATE: October 20, 2022 SUPERSEDES: SC 20-0009