

Minnesota Section 1115 Demonstration Agreement in Principle Questions and Answers

Q. What is being signed today?

- A. The agreement in principle expresses CMS' eagerness to partner with the State on this proposal, which appears to further the objectives of title XIX by expanding coverage to additional needy individuals. CMS reiterates that without the change to State law whereby the State removes the 6-month waiting period on all non-State residents, CMS cannot move forward with the State's request. However, if the State can make this change, as well as other changes that have been discussed at the Staff level, CMS anticipates that it will be able to finalize the agreement on or before the current demonstration expires.

Q. What is the purpose of the agreement in principle?

- A. The agreement in principle will signal to the State that CMS is committed to working with Minnesota on its extension request, but it needs to make changes to the current program as structured before CMS can move forward.

Q. What benefit changes and/or limits is the State proposing to implement?

- A. The State is proposing to expand coverage to adults without children with family income from 75 up to including 250 percent of the FPL in its section 1115 demonstration, entitled Prepaid Medical Assistance Project Plus (PMAP+).

Q. Who does this agreement in principle impact?

- A. Adults without children with income from 75 up to and including 250 percent of the FPL.

Q. Why is CMS requiring Minnesota to change its State law before approving the waiver?

- A. In this case, CMS does not have discretion to waive Federal law. The Supreme Court has ruled that duration residency requirements such as the one in Minnesota's law, are not constitutional and as such, CMS cannot approve the 1115 demonstration request unless Minnesota changes its State law to comply with the Supreme Court ruling.