

**CENTERS FOR MEDICARE AND MEDICAID SERVICES
WAIVER AND EXPENDITURE AUTHORITIES**

NUMBER: 11-W-00039/5

TITLE: Minnesota Prepaid Medical Assistance Project Plus (PMAP+)

AWARDEE: Minnesota Department of Human Services

All requirements of the Medicaid program expressed in law, regulation, and policy statement, not expressly waived in this list, shall apply to the Demonstration project beginning July 1, 2011 to December 31, 2013.

Under the authority of section 1115(a)(1) of the Social Security Act (the Act), the following waivers of State Plan requirements contained in section 1902 of the Act are in effect to enable Minnesota to carry out the PMAP+ demonstration:

Title XIX Waivers

- 1. Statewideness/Uniformity Section 1902(a)(l) as implemented by
42 CFR 431.50**

To the extent necessary to enable the State to provide managed care plans or certain types of managed care plans, including provider-sponsored networks, only in certain geographical areas of the State.

- 2. Freedom of Choice Section 1902(a)(23)(A) as implemented by
42 CFR 431.51**

To the extent necessary to enable the State to restrict the freedom of choice of providers for demonstration participants who are made eligible through the State plan in order to enroll the participants into managed care.

- 3. Amount, Duration, and Scope Section 1902(a)(10)(B) of the Act as
implemented by 42 CFR 440.240(b)**

To the extent necessary to enable the State to vary the services offered to individuals, within eligibility groups or within the categorical eligible population, based on differing managed care arrangements or in the absence of managed care arrangements, and to enable the State to provide a different benefit package to persons who elect to participate in MinnesotaCare than is being offered to the traditional Medicaid population.

- 4. Coverage /Benefits for Pregnant Women Section 1902(a)(10)(A)(i)(IV) in
the
matter after 1902(a)(10)(G)(VII)**

To exempt the State from the requirement that it limit medical assistance to certain pregnant women for services related to pregnancy and conditions that may complicate pregnancy.

- 5. Comparability of Eligibility Standards Section 1902(a)(17)**

To permit the State to apply different eligibility standards across populations. Specifically, this

waiver enables the State to perform annual income reviews for certain medically needy recipients who have only unvarying unearned income or whose sole income is from a source excluded by law, whereas other medically needy recipients are subject to 6-month income reviews.

6. Resource Methodologies 42
CFR 435.601

To permit the State to require applicants and enrollees who are engaged in a trade or business cannot exclude a bank account from countable assets under the exclusion for up to \$200,000 in capital or operating assets of a trade or business, unless the bank account contains no personal income or assets and is not used to pay personal expenses.

Expenditure Authorities

Under the authority of section 1115(a)(2) of the Act, expenditures made by the State for the items identified below (which are not otherwise included as expenditures under section 1903) will be regarded as expenditures under the State's title XIX plan for the period of this extension.

The following expenditure authorities shall enable Minnesota to operate its section 1115 demonstration.

1. Population 1: Expenditures to permit Medicaid coverage to children age 12 to 23 months with family incomes at or below 275 percent of the Federal poverty level (FPL) who would not be otherwise eligible for Medicaid.
2. Expenditures for Medicaid coverage to pregnant women described in section 1902(a)(10)(A)(i)(IV) of the Act, to the extent that services are provided that are in addition to services related to pregnancy and conditions which may complicate pregnancy.
- 3.
4. Population 2: Expenditures for MinnesotaCare coverage to pregnant women with incomes at or below 275 percent of the FPL, who would not otherwise be eligible for Medicaid or who would be eligible under the State plan but who have elected not to apply under the State plan
- 5.
6. Expenditures for Medicaid coverage to pregnant women with incomes at or below 275 percent of the FPL, who would not otherwise be eligible for Medicaid.
7. Population 3: Expenditures for MinnesotaCare coverage for children through age 20 at or below 200 percent of the FPL who (a) either would not be otherwise eligible for Medicaid under the State Plan or would be eligible under the State plan but who have elected not to apply under the State plan and (b) are not entitled to Medicare.
8. Population 4: Expenditures for MinnesotaCare coverage for children through age 20 above 200 and at or below 275 percent of the FPL who (a) either would not be otherwise eligible for Medicaid under the State Plan or would be eligible under the State plan but who have elected not to apply under the State plan, (b) are not entitled to Medicare, and (c) meet other eligibility criteria described in STC 19 and 20.
9. Population 5: Expenditures for MinnesotaCare coverage for caretaker adults of children who are eligible for Medicaid, CHIP or MinnesotaCare with family incomes at or below 275 percent of the FPL or \$57,500 per year (whichever is lower), and who (a) either would themselves not be otherwise eligible for Medicaid under the State Plan

(a) either would themselves not be otherwise eligible for Medicaid under the State Plan or who would be eligible under the State plan but who have elected not to apply under the State plan, (b) are not eligible for Medicare, and (c) meet other eligibility criteria described in STC 19 and 22.

10. Population 6: Expenditures for Medicaid for medically needy individuals who have unvarying unearned income or whose sole income is from a source excluded from consideration by law, to the extent that they would be ineligible under the State plan using a 6-month budget period instead of a 12-month budget period.

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12. Population 7: Expenditures for individuals under the age of 21 who on their 18th birthday reside in the foster care system and who, upon completion of an initial application for MinnesotaCare, are automatically deemed eligible for MinnesotaCare regardless of the income limits, insurance barriers, family enrollment requirements, and premium payment described in STC 19 and 34. MinnesotaCare coverage begins the first day of the month following the date of termination of foster care.

13. Population 8: Expenditures for individuals under the age of 21 who on their 18th birthday reside in a juvenile residential correctional facility and who, upon completion of an initial application for MinnesotaCare, are automatically deemed eligible for MinnesotaCare regardless of the income limits, insurance barriers, family enrollment requirements, and premium payments described in STC 19 and 34. MinnesotaCare coverage begins the first day of the month following release from a juvenile residential correctional facility.

Expenditures for payments made directly to medical education institutions or medical providers and restricted for use to fund graduate medical education (GME) of the recipient institution or entity. In each Demonstration Year, payments made under this provision are limited to the amount claimed for FFP under this demonstration as MERC expenditures for SFY 2009.

Except as specifically authorized in STC # 38, the State may not include GME as a component of capitation rates or as the basis for other direct payment under the State plan. This expenditure authority will be subject to changes in Federal law or regulation that may restrict the availability of Federal financial participation for GME expenditures.

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Requirements Not Applicable to the Expenditure Authorities

All requirements of the Medicaid program expressed in law, regulation, and policy statement, not expressly waived or identified as not applicable in the list below, shall apply to the expenditure authorities beginning July 1, 2011 through December 31, 2013. The list below is applicable to demonstrations participants receiving MinnesotaCare coverage who would not otherwise be eligible for Medicaid or who would be eligible under the State plan but who have elected not to apply under the State plan. This list does not pertain to MA One Year Olds.

1. Cost Sharing Sections 1902(a)(14) insofar as it incorporates 1916

To enable the State to impose premiums and cost sharing that are above the limits in current Medicaid statutes.

2. Financial Responsibility/Deeming Section 1902(a)(17)(D)

To exempt the State from the limits on whose income and resources may be used in determining the eligibility of family members.

**3. Methods of Administration:
Transportation Section 1902(a)(4),
insofar as it**

incorporates 42 CFR 431.53

To the extent necessary to enable the State to not assure transportation to and from providers for non-pregnant adults ages 21-64.

**4. Reasonable Promptness Section
1902(a)(8)**

To the extent necessary to allow the State not to provide coverage until the first day of the month following an individual's first premium payment.

To the extent necessary to allow the State to impose a period of ineligibility on applicants who currently have other health insurance coverage or had other health insurance coverage during the 4 months immediately preceding the effective date of MinnesotaCare coverage.

**5. Retroactive Eligibility Section
1902(a)(34)**

To the extent necessary to allow the State to not provide coverage for any time prior to the first of the month following an individual's first premium payment.