Citation Condition or Requirement

1932(a)(1)(A) A. Section 1932(a)(1)(A) of the Social Security Act.

The State of South Carolina enrolls Medicaid beneficiaries on a mandatory basis into managed care entities (managed care organization [MCOs], primary care case managers [PCCMs], and/or PCCM entities) in the absence of section 1115 or section 1915(b) waiver authority. This authority is granted under section 1932(a)(1)(A) of the Social Security Act (the Act). Under this authority, a state can amend its Medicaid state plan to require certain categories of Medicaid beneficiaries to enroll in managed care entities without being out of compliance with provisions of section 1902 of the Act on statewideness (42 CFR 431.50), freedom of choice (42 CFR 431.51) or comparability (42 CFR 440.230).

This authority may ***not*** be used to mandate enrollment in Prepaid Inpatient Health Plans (PIHPs), Prepaid Ambulatory Health Plans (PAHPs), nor can it be used to mandate the enrollment of Medicaid beneficiaries described in 42 CFR 438.50(d).

Where the state’s assurance is requested in this document for compliance with a particular requirement of 42 CFR 438 et seq., the state shall place a check mark to affirm that it will be in compliance no later than the applicable compliance date. All applicable assurances should be checked, even when the compliance date is in the future. **Please see Appendix A of this document for compliance dates for various sections of 42 CFR 438.**

1932(a)(1)(B)(i) B. Managed Care Delivery System. 1932(a)(1)(B)(ii)

42 CFR 438.2 The State will contract with the entity(ies) below and reimburse them as noted 42 CFR 438.6 under each entity type.

42 CFR 438.50(b)(1)-(2)

1. ☑ MCO
   1. ☑Capitation
   2. ☑The state assures that all applicable requirements of 42 CFR 438.6, regarding special contract provisions related to payment, will be met.
2. ☐ PCCM (individual practitioners)
   1. ☐ Case management fee
   2. ☐ Other (please explain below)
3. ☑ PCCM entity
   1. ☑ Case management fee
   2. ☐ Shared savings, incentive payments, and/or financial rewards (see 42 CFR 438.310(c)(2))
   3. ☐ Other (please explain below)

Citation Condition or Requirement

If PCCM entity is selected, please indicate which of the following function(s) the entity will provide (as in 42 CFR 438.2), in addition to PCCM services:

☑ Provision of intensive telephonic case management

☑ Provision of face-to-face case management

* + - Operation of a nurse triage advice line

☑ Development of enrollee care plans.

* + - Execution of contracts with fee-for-service (FFS) providers in the FFS program
    - Oversight responsibilities for the activities of FFS providers in the FFS program
    - Provision of payments to FFS providers on behalf of the State.

☑ Provision of enrollee outreach and education activities.

* + - Operation of a customer service call center.

☑ Review of provider claims, utilization and/or practice patterns to conduct provider profiling and/or practice improvement.

☑ Implementation of quality improvement activities including administering enrollee satisfaction surveys or collecting data necessary for performance measurement of providers.

☑ Coordination with behavioral health systems/providers.

☑ Coordination with long-term services and supports systems/providers.

* + - Other (please describe):

42 CFR 438.50(b)(4) C. Public Process.

Describe the public process including tribal consultation, if applicable, utilized for both the design of the managed care program and its initial implementation. In addition, describe what methods the state will use to ensure ongoing public involvement once the state plan managed care program has been implemented. *(Example: public meeting, advisory groups.)*

If the program will include long term services and supports (LTSS), please indicate how the views of stakeholders have been, and will continue to be, solicited and addressed during the design, implementation, and oversight of the program, including plans for a member advisory committee (42 CFR 438.70 and 438.110)

*The State held a number of meetings during the design phase of the MCO and PCCM programs. The State sought input from the Medical Care Advisory Committee and providers who participate in the Medicaid program. The State has on-going independent evaluation performed to monitor the quality and efficiency of the Managed Care entities. This includes financial analysis as well as traditional quality monitoring, such as CAPHS and HEDIS measures. The State has also established Medical Care Advisory Committee meetings in order to gain public input. Beneficiaries, representatives from other state agencies, providers/provider groups and*

*advocacy groups are welcomed to attend/participate. The State will continue to utilize every*

*opportunity to talk with the various stakeholders: consumers, providers, advocates, etc. At a*

*minimum the State will meet with stakeholders at least six (6) times per year.*

Citation Condition or Requirement

D. State Assurances and Compliance with the Statute and Regulations.

If applicable to the state plan, place a check mark to affirm that compliance with the following statutes and regulations will be met.

1932(a)(1)(A)(i)(I) 1. ☑ The state assures that all of the applicable requirements of

1903(m) section 1903(m) of the Act, for MCOs and MCO contracts will be met.

42 CFR 438.50(c)(1)

1932(a)(1)(A)(i)(I) 2. ☑ The state assures that all the applicable requirements of section 1905(t) 1905(t) of the Act for PCCMs and PCCM contracts (including for PCCM entities) will

be met.

42 CFR 438.50(c)(2)

1902(a)(23)(A)

1932(a)(1)(A) 3. ☑ The state assures that all the applicable requirements of section 1932

42 CFR 438.50(c)(3) (including subpart (a)(1)(A)) of the Act, for the state's option to limit freedom

of choice by requiring beneficiaries to receive their benefits through managed care entities will be met.

1932(a)(1)(A) 4. ☑ The state assures that all the applicable requirements of 42 CFR 431.51 42 CFR 431.51 regarding freedom of choice for family planning services and supplies as

1905(a)(4)(C) defined in section 1905(a)(4)(C) will be met. 42 CFR 438.10(g)(2)(vii)

1932(a)(1)(A) 5. ☑ The state assures that it appropriately identifies individuals in the

mandatory exempt groups identified in 1932(a)(1)(A)(i).

1932(a)(1)(A) 6. ☑ The state assures that all applicable managed care requirements of 42 CFR 438 42 CFR Part 438 for MCOs, PCCMs, and PCCM entities will be met. 1903(m)

1932(a)(1)(A) 7. ☑ The state assures that all applicable requirements of 42 CFR 438.4, 438.5,

438.7, 438.8, and 438.74 for payments under any risk contracts will be met.

42 CFR 438.4

42 CFR 438.5

42 CFR 438.7

42 CFR 438.8

42 CFR 438.74

42 CFR 438.50(c)(6)

Citation Condition or Requirement

1932(a)(1)(A) 8. ☐ The state assures that all applicable requirements of 42 CFR 447.362 for 42 CFR 447.362 payments under any non-risk contracts will be met.

42 CFR 438.50(c)(6)

45 CFR 75.326 9. ☑ The state assures that all applicable requirements of 45 CFR 75.326 for procurement of contracts will be met.

42 CFR 438.66 10. Assurances regarding state monitoring requirements:

☑ The state assures that all applicable requirements of 42 CFR 438.66(a), (b), and (c), regarding a monitoring system and using data to improve the performance of its managed care program, will be met.

☑ The state assures that all applicable requirements of 42 CFR 438.66(d), regarding readiness assessment, will be met.

☑ The state assures that all applicable requirements of 42 CFR 438.66(e), regarding reporting to CMS about the managed care program, will be met.

1932(a)(1)(A) E. Populations and Geographic Area. 1932(a)(2)

1. **Included Populations.** Please check which eligibility groups are included, if they are enrolled on a **Mandatory (M)** or **Voluntary (V)** basis (as defined in 42 CFR 438.54(b)) or **Excluded (E),** and the geographic scope of enrollment. Under the **Geographic Area** column, please indicate whether the nature of the population’s enrollment is on a statewide basis, or if on less than a statewide basis, please list the applicable counties/regions. Also, if type of enrollment varies by geographic area (for example, mandatory in some areas and voluntary in other areas), please note specifics in the **Geographic Area** column.

Under the **Notes** column, please note any additional relevant details about the population or enrollment.

Citation Condition or Requirement

1. **Mandatory Eligibility Groups (Eligibility Groups to which a state must provide Medicaid coverage)**
   1. **Family/Adult**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Eligibility Group** | **Citation**  **(Regulation [42 CFR] or SSA)** | **M** | **V** | **E** | **Geographic Area**  **(include specifics if M/V/E varies by area)** | **Notes** |
| 1. Parents and Other Caretaker Relatives | §435.110 | X |  |  |  |  |
| 2. Pregnant Women | §435.116 | X |  |  |  |  |
| 3. Children Under Age 19 (Inclusive of  Deemed Newborns under §435.117) | §435.118 | X |  |  |  |  |
| 4. Former Foster Care Youth (up to age  26) | §435.150 | X |  |  |  |  |
| 5. Adult Group (Non-pregnant individuals age 19-64 not eligible for Medicare with income no more than  133% FPL ) | §435.119 |  |  | X |  |  |
| 6. Transitional Medical Assistance (Includes adults and children, if not eligible under §435.116, §435.118, or  §435.119) | 1902(a)(52),  1902(e)(1), 1925,  and 1931(c)(2) of SSA | X |  |  |  |  |
| 7. Extended Medicaid Due to Spousal Support Collections | §435.115 |  |  | X |  |  |

Citation Condition or Requirement

* 1. **Aged/Blind/Disabled Individuals**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Eligibility Group** | **Citation**  **(Regulation [42 CFR] or SSA)** | **M** | **V** | **E** | **Geographic Area**  **(include specifics if M/V/E varies by area)** | **Notes** |
| 8. Individuals Receiving SSI age 19 and over only (See E.2. below regarding age <19) | §435.120 | X |  |  |  |  |
| 9. Aged and Disabled Individuals in 209(b) States | §435.121 | X |  |  |  |  |
| 10. Individuals Who Would be Eligible for  SSI/SSP but for OASDI COLA Increase since April, 1977 | §435.135 | X |  |  |  |  |
| 11. Disabled Widows and Widowers  Ineligible for SSI due to an increase of OASDI | §435.137 | X |  |  |  |  |
| 12. Disabled Widows and Widowers  Ineligible for SSI due to Early Receipt of Social Security | §435.138 | X |  |  |  |  |
| 13. Working Disabled under 1619(b) | 1619(b),  1902(a)(10)(A)(i)(  II), and 1905(q) of SSA | X |  |  |  |  |
| 14. Disabled Adult Children | 1634(c) of SSA | X |  |  |  |  |

1. **Optional Eligibility Groups**
   1. **Family/Adult**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Eligibility Group** | **Citation**  **(Regulation [42 CFR] or SSA)** | **M** | **V** | **E** | **Geographic Area**  **(include specifics if M/V/E varies by area)** | **Notes** |
| 1. Optional Parents and Other Caretaker  Relatives | §435.220 435.110? | X |  |  |  |  |
| 2. Optional Targeted Low-Income Children | §435.229 | X |  |  |  |  |
| 3. Independent Foster Care Adolescents  Under Age 21 | §435.226 |  | X |  |  |  |
| 4. Individuals Under Age 65 with Income  Over 133% | §435.218 |  |  | X |  |  |
| 5. Optional Reasonable Classifications of  Children Under Age 21 | §435.222 |  |  | X |  |  |
| 6. Individuals Electing COBRA Continuation Coverage | 1902(a)(10)(F) of SSA |  |  | X |  |  |

Citation Condition or Requirement

* 1. **Aged/Blind/Disabled Individuals**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Eligibility Group** | **Citation (Regulation [42 CFR] or SSA)** | **M** | **V** | **E** | **Geographic Area (include specifics if M/V/E varies by**  **area)** | **Notes** |
| 7. Aged, Blind or Disabled Individuals  Eligible for but Not Receiving Cash | §435.210 and  §435.230 | X |  |  |  |  |
| 8. Individuals eligible for Cash except for  Institutionalized Status | §435.211 |  |  | X |  |  |
| 9. Individuals Receiving Home and Community-Based Waiver Services Under  Institutional Rules | §435.217 |  |  | X |  |  |
| 10. Optional State Supplement Recipients - 1634 and SSI Criteria States – with 1616  Agreements | §435.232 |  | X |  |  |  |
| 11. Optional State Supplemental Recipients- 209(b) States and SSI criteria States  without 1616 Agreements | §435.234 |  |  | X |  |  |
| 12. Institutionalized Individuals Eligible under  a Special Income Level | §435.236 |  |  | X |  |  |
| 13. Individuals Participating in a PACE  Program under Institutional Rules | 1934 of the SSA |  |  | X |  |  |
| 14. Individuals Receiving Hospice Care | 1902(a)(10)(A)(ii)  (VII) and 1905(o)  of the SSA |  |  | X |  |  |
| 15. Poverty Level Aged or Disabled | 1902(a)(10)(A)(ii)  (X) and 1902(m)(1) of the  SSA | X |  |  |  |  |
| 16. Work Incentive Group | 1902(a)(10)(A)(ii)  (XIII) of the SSA |  |  | X |  |  |
| 17. Ticket to Work Basic Group | 1902(a)(10)(A)(ii)  (XV) of the SSA |  |  | X |  |  |
| 18. Ticket to Work Medically Improved  Group | 1902(a)(10)(A)(ii)  (XVI) of the SSA |  |  | X |  |  |
| 19. Family Opportunity Act Children with  Disabilities | 1902(a)(10)(A)(ii)  (XIX) of the SSA |  | X |  |  |  |
| 20. Individuals Eligible for State Plan Home  and Community-Based Services | §435.219 |  |  | X |  |  |

Citation Condition or Requirement

* 1. **Partial Benefits**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Eligibility Group** | **Citation**  **(Regulation [42 CFR] or SSA)** | **M** | **V** | **E** | **Geographic Area**  **(include specifics if M/V/E varies by area)** | **Notes** |
| 21. Family Planning Services | §435.214 |  |  | X |  |  |
| 22. Individuals with Tuberculosis | §435.215 |  |  | X |  |  |
| 23. Individuals Needing Treatment for Breast  or Cervical Cancer (under age 65) | §435.213 | X |  |  |  |  |

1. **Medically Needy**

|  |  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- | --- |
| **Eligibility Group** | **Citation**  **(Regulation [42 CFR] or SSA)** | **M** | **V** | **E** | **Geographic Area**  **(include specifics if M/V/E varies by area)** | **Notes** |
| 1. Medically Needy Pregnant Women | §435.301(b)(1)(i)  and (iv) |  |  | X |  |  |
| 2. Medically Needy Children under Age 18 | §435.301(b)(1)(ii) |  |  | X |  |  |
| 3. Medically Needy Children Age 18 through  20 | §435.308 |  |  | X |  |  |
| 4. Medically Needy Parents and Other  Caretaker Relatives | §435.310 |  |  | X |  |  |
| 5. Medically Needy Aged | §435.320 |  |  | X |  |  |
| 6. Medically Needy Blind | §435.322 |  |  | X |  |  |
| 7. Medically Needy Disabled | §435.324 |  |  | X |  |  |
| 8. Medically Needy Aged, Blind and  Disabled in 209(b) States | §435.330 |  |  | X |  |  |

1. **Voluntary Only or Excluded Populations.** Under this managed care authority, some populations cannot be subject to mandatory enrollment in an MCO, PCCM, or PCCM entity (per 42 CFR 438.50(d)). Some such populations are Eligibility Groups separate from those listed above in E.1., while others (such as American Indians/Alaskan Natives) can be part of multiple Eligibility Groups identified in

E.1. above.

Please indicate if any of the following populations are excluded from the program, or have only voluntary enrollment (even if they are part of an eligibility group listed above in E.1. as having mandatory enrollment):

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Population** | **Citation (Regulation [42 CFR] or SSA)** | **V** | **E** | **Geographic Area** | **Notes** |
| **Medicare Savings Program –** Qualified Medicare Beneficiaries, Qualified Disabled Working Individuals, Specified Low Income Medicare Beneficiaries,  and/or Qualifying Individuals | 1902(a)(10)(E), 1905(p),  1905(s) of the SSA |  | X |  |  |

Citation Condition or Requirement

|  |  |  |  |  |  |
| --- | --- | --- | --- | --- | --- |
| **Population** | **Citation (Regulation [42 CFR] or SSA)** | **V** | **E** | **Geographic Area** | **Notes** |
| **“Dual Eligibles” not described under Medicare Savings Program** - Medicaid beneficiaries enrolled in an eligibility group other than one of the Medicare Savings Program groups who are also  eligible for Medicare |  |  | X |  |  |
| **American Indian/Alaskan Native—** Medicaid beneficiaries who are American Indians or Alaskan Natives and members  of federally recognized tribes | §438.14 | X |  |  |  |
| **Children Receiving SSI who are Under Age 19** - Children under 19 years of age  who are eligible for SSI under title XVI | §435.120 | X |  |  |  |
| **Qualified Disabled Children Under Age 19 -** Certain children under 19 living at home, who are disabled and would be eligible if they were living in a medical  institution. | §435.225  1902(e)(3) of the SSA | X |  |  |  |
| **Title IV-E Children -** Children receiving foster care, adoption assistance, or  kinship guardianship assistance under title IV-E \* | §435.145 | X |  |  |  |
| **Non-Title IV-E Adoption Assistance**  **Under Age 21\*** | §435.227 | X |  |  |  |
| **Children with Special Health Care Needs -** Receiving services through a family-centered, community-based, coordinated care system that receives grant funds under section 501(a)(1)(D) of Title V, and is defined by the State in terms of either program participation or  special health care needs. |  |  | X |  |  |

\* = Note – Individuals in these two Eligibility Groups who are age 19 and 20 can have mandatory enrollment in managed care, while those under age 19 cannot have mandatory enrollment. Use the Notes column to indicate if you plan to mandatorily enroll 19 and 20 year olds in these Eligibility Groups.

1. **(Optional) Other Exceptions.** The following populations (which can be part of various Eligibility Groups) can be subject to mandatory enrollment in managed care, but states may elect to make exceptions for these or other individuals. Please indicate if any of the following populations are excluded from the program, or have only voluntary enrollment (even if they are part of an eligibility group listed above in E.1. as having mandatory enrollment):

Citation Condition or Requirement

|  |  |  |  |
| --- | --- | --- | --- |
| **Population** | **V** | **E** | **Notes** |
| **Other Insurance--**Medicaid beneficiaries who  have other health insurance |  | X |  |
| **Reside in Nursing Facility or ICF/IID--** Medicaid beneficiaries who reside in Nursing Facilities (NF) or Intermediate Care Facilities for Individuals with Intellectual Disabilities  (ICF/IID). |  | X |  |
| **Enrolled in Another Managed Care Program-**  **-**Medicaid beneficiaries who are enrolled in another Medicaid managed care program |  | X |  |
| **Eligibility Less Than 3 Months--**Medicaid beneficiaries who would have less than three  months of Medicaid eligibility remaining upon enrollment into the program |  | X |  |
| **Participate in HCBS Waiver--**Medicaid beneficiaries who participate in a Home and  Community Based Waiver (HCBS, also referred to as a 1915(c) waiver). |  | X |  |
| **Retroactive Eligibility–**Medicaid beneficiaries  for the period of retroactive eligibility. |  | X |  |
| **Other (Please define):** |  |  |  |

1932(a)(4)

42 CFR 438.54 F. Enrollment Process.

Based on whether mandatory and/or voluntary enrollment are applicable to your program (see E. Populations and Geographic Area and definitions in 42 CFR 438.54(b)), please complete the below:

1. For **voluntary** enrollment: (see 42 CFR 438.54(c))
   1. Please describe how the state fulfills its obligations to provide information as specified in 42 CFR 438.10(c)(4), 42 CFR 438.10(e) and 42 CFR 438.54(c)(3).

State with voluntary enrollment must have an enrollment choice period or passive enrollment. Please indicate which will apply to the managed care program:

* 1. ☐ If applicable, please check here to indicate that the state provides an **enrollment choice period**, as described in 42 CFR 438.54(c)(1)(i) and 42 CFR 438.54(c)(2)(i), during which individuals who are subject to voluntary enrollment may make an active choice to enroll in the managed care program, or will otherwise continue to receive covered services through the fee-for-service delivery system.
     1. Please indicate the length of the enrollment choice period:

Citation Condition or Requirement

* 1. ☑ If applicable, please check here to indicate that the state uses a **passive enrollment** process, as described in 42 CFR 438.54(c)(1)(ii) and 438.54(c)(2)(ii), for individuals who are subject to voluntary enrollment.
     1. If so, please describe the algorithm used for passive enrollment and how the algorithm and the state’s provision of information meets all of the requirements of 42 CFR 438.54(c)(4),(5),(6),(7), and (8).
     2. Please indicate how long the enrollee will have to disenroll from the plan and return to the fee-for-service delivery system:

90 days

1. For **mandatory** enrollment: (see 42 CFR 438.54(d))
   1. Please describe how the state fulfills its obligations to provide information as specified in 42 CFR 438.10(c)(4), 42 CFR 438.10(e) and 42 CFR 438.54(d)(3).

*The State utilizes an Enrollment Broker to provide enrollment assistance in an unbiased, informative manner. The Enrollment Broker assists the beneficiary’s plan selection by matching the Plan’s providers, services and locations with the beneficiary’s needs and preferences by discussing participating providers and special services offered by the various plans. The Enrollment Package that is issued to each eligible beneficiary provides directions that enable them to make an informed choice regarding their managed care plan and provider, preserving the beneficiary’s current provider relationship if desired. The SCDHHS offers each beneficiary, including non-English speaking beneficiaries, an opportunity to personally visit with an Enrollment Counselor within regions, or by appointment in each county, to complete the Enrollment process or provide other assistance. The Enrollment Broker also provides training opportunities to the provider community that emphasizes the opportunities managed care offers to their patients. Educational campaigns emphasizing the benefits of a medical home are also directed to the beneficiaries. When qualified beneficiaries fail to select a managed care health plan, the Enrollment Broker will assign them to a plan. The assignment of beneficiaries to a health plan incorporates algorithms that ensure an equitable distribution of beneficiaries to each plan eligible to receive new members. The assignment process includes logic that assures the beneficiary of a secondary choice, should the assigned plan not meet their needs.*

* 1. ☑ If applicable, please check here to indicate that the state provides an **enrollment choice period**, as described in 42 CFR 438.54(d)(2)(i), during which individuals who are subject to mandatory enrollment may make an active choice to select a managed care plan, or will otherwise be enrolled in a plan selected by the State’s default enrollment process.
     1. Please indicate the length of the enrollment choice period:

30 days

* 1. ☑ If applicable, please check here to indicate that the state uses a **default** enrollment process, as described in 42 CFR 438.54(d)(5), for individuals who are subject to mandatory enrollment.
     1. If so, please describe the algorithm used for default enrollment and how it meets all of the requirements of 42 CFR

438.54(d)(4), (5), (7), and (8).

*The default assignment of beneficiaries to managed care health plans is performed by the Enrollment Broker on a monthly basis utilizing a customized assignment algorithm for the State. The process links beneficiaries with available health plans in their geographical area and ensures that there is a choice of health plans where appropriate, should the beneficiary request a transfer. The assignment process also ensures that beneficiaries are assigned to an MCO or PCCM in their geographic region that is accepting new members. The distribution of these beneficiaries to the health plans occurs through the use of a leveling procedure designed to equitably assign beneficiaries across all of the available plans in the geographic area. The procedure maintains family relationships whenever possible to minimize confusion.*

* 1. ☐ If applicable, please check here to indicate that the state uses a **passive enrollment** process, as described in 42 CFR 438.54(d)(2), for individuals who are subject to mandatory enrollment.
     1. If so, please describe the algorithm used for passive enrollment and how it meets all of the requirements of 42 CFR 438.54(d)(4), (6), (7), and (8).

1932(a)(4) 3. State assurances on the enrollment process. 42 CFR 438.54

42 CFR 438.52

Place a check mark to affirm the state has met all of the applicable requirements of choice, enrollment, and re-enrollment.

1. ☑ The state assures that, per the choice requirements in 42 CFR 438.52:
   1. Medicaid beneficiaries with mandatory enrollment in an MCO will have a choice of at least two MCOs unless the area is considered rural as defined in 42 CFR 438.52(b)(3);
   2. Medicaid beneficiaries with mandatory enrollment in a primary care case management system will have a choice of at least two primary care case managers employed by or contracted with the State;
   3. Medicaid beneficiaries with mandatory enrollment in a PCCM entity may be limited to a single PCCM entity and will have a choice of at least two PCCMs employed by or contracted with the PCCM entity.

Citation Condition or Requirement

42 CFR 438.52

42 CFR 38.56(g)

1. ☑ The state plan program applies the rural exception to choice requirements of 42 CFR 438.52(a) for MCOs in accordance with 42 CFR 438.52(b). Please list the impacted rural counties:

* This provision is not applicable to this 1932 State Plan Amendment.

1. ☑ The state applies the automatic reenrollment provision in accordance with 42 CFR 438.56(g) if the recipient is disenrolled solely because he or she loses Medicaid eligibility for a period of 2 months or less.

* This provision is not applicable to this 1932 State Plan Amendment.

42 CFR 438.71 d ☑ The state assures that all applicable requirements of 42 CFR 438.71

regarding developing and implementing a beneficiary support system that provides support to beneficiaries both prior to and after MCO, PCCM, or PCCM entity enrollment will be met.

1932(a)(4) G. Disenrollment.

42 CFR 438.56 1. The state will ☑/ will not☐ limit disenrollment for managed care.

1. The disenrollment limitation will apply for 12 months (up to 12 months).
2. ☑The state assures that beneficiary requests for disenrollment (with and without cause) will be permitted in accordance with 42 CFR 438.56.
3. Describe the state's process for notifying the Medicaid beneficiaries of their right to disenroll without cause during the 90 days following the date of their initial enrollment into the MCO, PCCM, or PCCM entity*. (Examples: state generated correspondence, enrollment packets, etc.)*

*The State will use Enrollment Broker generated correspondence that has been approved by SCDHHS to notify the Medicaid beneficiaries of their disenrollment rights.*

1. Describe any additional circumstances of “cause” for disenrollment (if any).

*The State does not use any additional circumstances of “cause” for disenrollment other than those detailed in 42 CFR 438.56(c).*

H. Information Requirements for Beneficiaries.

1932(a)(5)(c) ☑ The state assures that its state plan program is in compliance with 42 CFR

42 CFR 438.50 438.10 for information requirements specific to MCOs, PCCMs, and PCCM entity 42 CFR 438.10 programs operated under section 1932(a)(1)(A)(i) state plan amendments.

1932(a)(5)(D)(b) I. List all benefits for which the MCO is responsible. 1903(m)

1905(t)(3)

Complete the chart below to indicate every State Plan-Approved services that will be delivered by the MCO, and where each of those services is described in the state’s Medicaid State Plan. For “other practitioner services”, list each provider type separately. For rehabilitative services, habilitative services, EPSDT services and 1915(i), (j) and (k) services list each program separately by its own list of services. Add additional rows as necessary.

In the first column of the chart below, enter the name of each State Plan-Approved service delivered by the MCO. In the second – fourth column of the chart, enter a State Plan citation providing the Attachment number, Page number, and Item number, respectively.

Citation Condition or Requirement

|  |  |  |  |
| --- | --- | --- | --- |
| State Plan-Approved Service Delivered by the MCO | Medicaid State Plan Citation | | |
| Attachment # | Page # | Item # |
| *Inpatient Hospital Services* | *3.1-A* | *1* | *1* |
| *Outpatient Hospital Services* | *3.1-A* | *1* | *2a* |
| *Rural Health Clinic Services* | *3.1-A* | *1* | *2b* |
| *Federally Qualified Health Center Services* | *3.1-A* | *1* | *2c and d* |
| *Laboratory and x-ray services* | *3.1-A* | *1* | *3* |
| *Nursing Facility Services for 21or older (non IMD)* | *3.1-A* | *2* | *4a* |
| *EPSDT Services* | *3.1-A*  *3.1-A Limitation Supplement* | *2*  *1b.2-1b.4d; 1c*  *1b.4d-1b.4e; 1c.1*  *1b.5-1b.6*  *1c.2-1c.4*  *2*  *2.1*  *2a* | *4b* |
| *Family Planning Services* | *3.1-A* | *2* | *4c* |
| *Tobacco Cessation Counseling Services for pregnant women* | *3.1-A* | *2* | *4d (1 and 2)* |
| *Physician Services* | *3.1-A* | *2a-3* | *5a, 6a-6d* |
| *Home Health Services* | *3.1-A* | *3* | *7a-d* |
| *Nurse Midwife Services* | *3.1-A* | *7* | *17* |
| *Nursing Facility Services under 21 years of age* | *3.1-A* | *9* | *24d* |
| *Birthing Centers* | *3.1-A* | *9* | *24g* |
| *Free Standing Birthing Center Services* | *3.1-A* | *10* | *28i* |
| *Licensed Midwife* | *3.1-A* | *10* | *28ii* |
| *Routine Patient costs of items and services for beneficiaries enrolled in qualifying clinical trials* | *3.1-A* | *11* | *30* |
| *Rehabilitative Services* | *3.1-A*  *3.1-A Limitation Supplement* | *6*  *6c-6c10.2*  *6c 10a-6c.22* | *13d* |
| *Nurse Practitioner Services* | *3.1-A*  *3.1-A Limitation Supplement* | *8a*  *4.a* | *23*  *6d* |
| *Medication Assisted Treatment* | *4.19-B* | *7* | *29* |
| State Plan - Approved Service Delivered by the MCO | Attachment # | Page# | Item # |
| *Transportation to medical care (Emergency Ambulance Services)* | *3.1D* | *2* | *A* |
|  |  |  |  |
| *Clinic Services* | *3.1-A* | *4* | *9* |
| *Physical Therapy*  *Occupational Therapy*  *Speech, hearing and language disorder services* | *3.1-A*  *3.1-A Limitation Supplement* | *4*  *1b.2-1b.4d;1c* | *11a-c* |
| *Prescription Drugs* | *3.1-A*  *3.1-A.1* | *5*  *2* | *12a*  *a,d,e* |
| *Prosthetics* | *3.1-A* | *5* | *12c* |
| *Eyeglasses* | *3.1-A* | *5* | *12d* |
| *Diagnostic Services* | *3.1-A* | *5* | *13a* |
| *Screening Services* | *3.1-A* | *6* | *13b* |
| *Preventive Services* | *3.1-A* | *6* | *13c* |
| *Inpatient Psychiatric Services for individuals under 22.* | *3.1-A* | *7* | *16a-b* |
| *PRTF under 22 years of age* | *3.1-A* | *7* | *16b* |
| *Other licensed practitioner services* | *3.1-A*  *3.1-A Limitation Supplement* | *3*  *4a* | *6d*  *6d* |
|  |  |  |  |
| *Organ Transplants* | *3.1E* | *1* |  |
| *Emergency Services* | *3.1-A* | *9* | *24e* |
|  |  |  |  |

1932(a)(5)(D)(b)(4) J. ☑ The state assures that each MCO has established an internal grievance and 42 CFR 438.228 appeal system for enrollees.

1932(a)(5)(D)(b)(5) K. Services, including capacity, network adequacy, coordination, and continuity. 42 CFR 438.62

42 CFR 438.68

42 CFR 438.206

42 CFR 438.207

42 CFR 438.208 ☑ The state assures that all applicable requirements of 42 CFR 438.62, regarding continued service to enrollees, will be met.

☑ The state assures that all applicable requirements of 42 CFR 438.68, regarding network adequacy standards, will be met.

☑ The state assures that all applicable requirements of 42 CFR 438.206, regarding availability of services, will be met.

☑ The state assures that all applicable requirements of 42 CFR 438.207, regarding assurances of adequate capacity and services, will be met.

☑ The state assures that all applicable requirements of 42 CFR 438.208, regarding coordination and continuity of care, will be met.

Citation Condition or Requirement

1932(c)(1)(A) L. ☑ The state assures that all applicable requirements of 42 CFR 438.330 and 438.340, regarding a quality assessment and performance improvement program and State quality strategy, will be met.

42 CFR 438.330

42 CFR 438.340

1932(c)(2)(A) M. ☑ The state assures that all applicable requirements of 42 CFR 438.350, 438.354, and 438.364 regarding an annual external independent review conducted by a qualified independent entity, will be met.

42 CFR 438.350

42 CFR 438.354

42 CFR 438.364

1932 (a)(1)(A)(ii) N. Selective Contracting Under a 1932 State Plan Option.

To respond to items #1 and #2, place a check mark. The third item requires a brief narrative.

1. The state will ☑/will not ☐ intentionally limit the number of entities it contracts under a 1932 state plan option.
2. ☑ The state assures that if it limits the number of contracting entities, this limitation will not substantially impair beneficiary access to services.
3. Describe the criteria the state uses to limit the number of entities it contracts under a 1932 state plan option. *(Example: a limited number of providers and/or enrollees.)  
     
   The State limits the number of managed care organizations (MCOs) based on a quantitative analysis of the projected number of enrollees required for an MCO to manage risk and remain financially viable. Based on this analysis the State limits the number of MCOs to no less than two and no more than 4. The State periodically updates the analysis to ensure it reflects program characteristics. If the State identifies a need for an additional MCO based on the quantitative analysis, an applicant must complete all aspects of the State’s MCO certification process prior to the State offering the MCO a contract.*
4. ☐ The selective contracting provision in not applicable to this state plan

Citation Condition or Requirement

**Appendix A: Compliance Dates (from Supplementary Information in 81 FR 27497, published 5/6/2016)**

**States must comply with all provisions in effect as of the issuance of this preprint. Additionally, the following compliance dates apply:**

|  |  |
| --- | --- |
| **Compliance Dates** | **Sections** |
| For rating periods for Medicaid managed care contracts beginning before July 1, 2017, States will not be held out of compliance with the changes adopted in the following sections so long as they comply with the corresponding standard(s) codified in 42 CFR part 438 contained in 42 CFR parts 430 to 481, edition revised as of October 1, 2015. **States must comply with these requirements no later than the rating period for Medicaid managed care contracts starting on or after July 1, 2017.** | §§ 438.3(h), 438.3(m), 438.3(q) through (u),  438.4(b)(7), 438.4(b)(8), 438.5(b) through (f),  438.6(b)(3), 438.6(c) and (d), 438.7(b),  438.7(c)(1) and (2), 438.8, 438.9, 438.10,  438.14, 438.56(d)(2)(iv), 438.66(a) through  (d), 438.70, 438.74, 438.110, 438.208,  438.210, 438.230, 438.242, 438.330, 438.332,  438.400, 438.402, 438.404, 438.406, 438.408,  438.410, 438.414, 438.416, 438.420, 438.424,  438.602(a), 438.602(c) through (h), 438.604,  438.606, 438.608(a), and 438.608(c) and (d) |
| For rating periods for Medicaid managed care contracts beginning before July 1, 2018, states will not be held out of compliance with the changes adopted in the following sections so long as they comply with the corresponding standard(s) codified in 42 CFR part 438 contained in the 42 CFR parts 430 to 481, edition revised as of October 1, 2015. **States must comply with these requirements no later than the rating period for Medicaid managed care contracts starting on or after July 1, 2018.** | §§ 438.4(b)(3), 438.4(b)(4), 438.7(c)(3), 438.62, 438.68, 438.71, 438.206, 438.207,  438.602(b), 438.608(b), and 438.818 |
| **States must be in compliance with the requirements at**  **§ 438.4(b)(9) no later than the rating period for Medicaid managed care contracts starting on or after July 1, 2019.** | § 438.4(b)(9) |
| **States must be in compliance with the requirements at**  **§ 438.66(e) no later than the rating period for Medicaid managed care contracts starting on or after the date of the publication of CMS guidance.** | § 438.66(e) |
| **States must be in compliance with § 438.334 no later than 3 years from the date of a final notice published in the Federal Register.** | § 438.334 |
| **Until July 1, 2018,** states will not be held out of compliance with the changes adopted in the following sections so long as  they comply with the corresponding standard(s) codified in 42 | §§ 438.340, 438.350, 438.354, 438.356,  438.358, 438.360, 438.362, and 438.364 |

Citation Condition or Requirement

|  |  |
| --- | --- |
| **Compliance Dates** | **Sections** |
| CFR part 438 contained in the 42 CFR parts 430 to 481, edition  revised as of October 1, 2015. |  |
| States must begin conducting the EQR-related activity described in § 438.358(b)(1)(iv) (relating to the mandatory EQR-related activity of validation of network adequacy) **no later than one year from the issuance of the associated EQR protocol.** | § 438.358(b)(1)(iv) |
| States may begin conducting the EQR-related activity described in § 438.358(c)(6) (relating to the optional EQR-related activity of plan rating) **no earlier than the issuance of the associated**  **EQR protocol.** | § 438.358(c)(6) |

According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0938-0933. The time required to complete this information collection is estimated to average 10 hours per response, including the time to review instructions, search existing data resources, gather the data needed, and complete and review the information collection. If you have comments concerning the accuracy of the time estimate(s) or suggestions for improving this form, please write to: CMS, 7500 Security Boulevard, Attn: PRA Reports Clearance Officer, Mail Stop C4-26-05, Baltimore, Maryland 21244-1850

CMS-10120 (exp. TBD – currently 4/30/17)