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State/Territory Name: Maine

State Plan Amendment (SPA) #: 23-0030

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
601 E. 12th St., Room 355
Kansas City, Missouri 64106



Medicaid and CHIP Operations Group

March 15, 2024

Michelle Probert, Director
Office of MaineCare Services
Department of Health and Human Services
109 Capitol Street, 11 State House Station
Augusta, Maine 04333-0011

Re: Maine State Plan Amendment (SPA) 23-0030

Dear Director Probert:

Enclosed please find a corrected approval package for your Maine State Plan Amendment (SPA) submitted under transmittal number (TN) 23-0030. This SPA, submitted to implement Maine's new preventative Medicaid National Diabetes Prevention Program (NDPP), was originally approved on March 11, 2024. The approval package sent to Maine included the following error:

- Page 5(a)(iv)(ii) - The approved SPA page inadvertently has the same page number used in ME SPA 23-0028, which was previously approved.

The CMS-179 summary form has been updated to show the correct SPA page number. The enclosed corrected package contains the original approval letter, the corrected CMS-179, and the approved SPA pages to include the corrected SPA page number, which is 5(a)(iv)(iii).

If you have any questions, please contact Gilson DaSilva at (617) 565-1227 or via email at Gilson.DaSilva@cms.hhs.gov.

Sincerely,

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

James G. Scott, Director
Division of Program Operations

Enclosures

cc: Kristin Merrill, Acting Policy Director, Office of MaineCare Services

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

March 11, 2024

Michelle Probert, Director
Office of MaineCare Services
Department of Health and Human Services
109 Capitol Street, 11 State House Station
Augusta, Maine 04333-0011

Re: Maine State Plan Amendment (SPA) 23-0030

Dear Director Probert:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 23-0030. This amendment was submitted to implement Maine's new preventative Medicaid National Diabetes Prevention Program.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulations Section 1902(a)(42)(B)(i). This letter informs you that Maine's Medicaid SPA 23-0030 was approved on March 11, 2024, with an effective of January 1, 2024.

Enclosed are copies of the approved CMS-179 Summary Form and the approved SPA pages to be incorporated into the Maine State Plan.

If you have any questions, please contact Gilson DaSilva at (617) 565-1227 or via email at Gilson.DaSilva@cms.hhs.gov.

Sincerely,



James G. Scott, Director
Division of Program Operations

Enclosures

cc: Kristin Merrill, Acting Policy Director, Office of MaineCare Services

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

1. TRANSMITTAL NUMBER
23 0030

2. STATE
Maine (ME)

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE
SOCIAL SECURITY ACT

TO: CENTER DIRECTOR
CENTERS FOR MEDICAID & CHIP SERVICES
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE
1/1/24

5. FEDERAL STATUTE/REGULATION CITATION
1905(a)(13)

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)
a. FFY **2024** \$ **750,759**
b. FFY **2025** \$ **942,849**

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT
**Attachment 3.1-A Page 5(a)(iv)(ii) and 5(a)(iv)(iii) and
Attachment 4.19-B Page 4(a)(iv)(2)**

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (If Applicable)
NEW

9. SUBJECT OF AMENDMENT
Implementing the new preventative Maine Medicaid National Diabetes Prevention Program (NDPP).

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

Michelle Probert

13. TITLE

Director, MaineCare Services

14. DATE SUBMITTED

December 26, 2023

15. RETURN TO

**Michelle Probert
Director, MaineCare Services
#11 State House Station
109 Capitol Street
Augusta, Maine 04333-0011**

FOR CMS USE ONLY

16. DATE RECEIVED 12/26/2023

17. DATE APPROVED 03/11/2024

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL

01/01/2024

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

03/14/2024 - ME provided P&I authority to revise Box 7 to amend the approved page number in Attachment 3.1-A to Page 5(a)(iv)(iii).

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

STATE: Maine

Attachment 3.1-A
Page 5(a)(iv)(iii)

AMOUNT, DURATION AND SCOPE OF MEDICAL AND REMEDIAL CARE
AND SERVICES PROVIDED TO THE CATEGORICALLY NEEDY

4. Diabetes Prevention Program

The Maine Medicaid National Diabetes Prevention Program (NDPP) reimburses providers for delivering the National Diabetes Prevention Program Lifestyle Change Program (National DPP LCP). The National DPP LCP is an evidence-based, intensive lifestyle behavior change program designed and overseen by the United States Centers for Disease Control and Prevention (CDC) to teach participants the skills to change and maintain physical activity levels and dietary habits to prevent or delay type 2 diabetes. Providers must have recognition awarded by the CDC's Diabetes Prevention Recognition Program (DPRP) and adhere to the *Centers for Disease Control and Prevention Diabetes Prevention Recognition Program Standards and Operating Procedures*.

Services are recommended by a physician or other licensed practitioner of the healing arts within their scope of practice.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

STATE: Maine

Attachment: 4.19-B

Page 4(a)(iv)(2)

METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES –
OTHER TYPES OF CARE

4. Diabetes Prevention Program

Session Rate:

The allowed amount for each National DPP LCP session is 100% of Medicare's current total reimbursement for all sessions in the Medicare Diabetes Prevention Program (MDPP), without reimbursement related to weight loss included, divided by the total number of sessions required by the most current version of the CDC Diabetes Prevention Recognition Program Standards and Operating Procedures (DPRP Standards).

Performance Payment:

Providers are also eligible for no more than two performance payments per member if the member achieves associated weight loss or HbA1C goals. The allowed amount for each performance payment is 100% of Medicare's current maximum reimbursement for additional payments related to weight loss in the MDPP, divided by two (2).

A. **First Performance Payment.** Providers may bill once for the first performance payment for each member who achieves one of the following:

1. At least 5% weight loss from the first recorded weight compared to the weight recorded at any session during months seven (7) to eleven (11); or
2. At least a 0.2% reduction in HbA1c achieved at any point during months seven (7) to eleven (11) as compared to the HbA1c level indicated by a test taken no more than twelve (12) months prior to the date of the first session.

B. **Second Performance Payment.** Providers may bill once for a second performance payment for each member who achieves one of the following:

1. At least 5% weight loss from the first recorded weight compared to the weight recorded at the twelfth month session; or
2. At least a 0.2% reduction in HbA1c achieved at any point during the twelfth month as compared to the HbA1c level indicated by a test taken no more than twelve (12) months prior to the date of the first session.

The twelfth month performance payment is billable regardless of whether the member met the minimum 5% weight loss or the minimum 0.2% reduction in HbA1c required for the first performance payment in months 7-11. Providers may bill both performance payments regardless of the number of sessions members attend, as long as the weight loss or HbA1c reduction is achieved during the applicable program month(s).