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State/Territory Name: Pennsylvania

State Plan Amendment (SPA) #: 23-0018

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 6, 2024

Valerie A. Arkoosh, MD, MPH
Secretary, Department of Human Services
P.O. Box 2675
Harrisburg, PA 17105-2675

Re: Pennsylvania State Plan Amendment (SPA) 23-0018

Dear Secretary Arkoosh:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 23-0018. This amendment adds language specifically stating that for beneficiaries under 21 years of age, there are no limits for medically necessary home health nursing services, medically necessary home health aide services, medically necessary home health physical therapy, occupational therapy, speech pathology and audiology services.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulations Title 42 of the Code of Federal Regulations §440.70. This letter is to inform you that Pennsylvania Medicaid SPA 23-0018 was approved on March 6, 2024, with an effective date of October 1, 2023.

If you have any questions, please contact Margaret Kosherzenko at 215-861-4288 or via email at Margaret.Kosherzenko@cms.hhs.gov.

Sincerely,



James G. Scott, Director
Division of Program Operations

cc: Sally Kozak
Eve Lickers
Lacey Walker

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

1. TRANSMITTAL NUMBER

2 3 — 0 0 1 8

2. STATE

PA

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

October 1, 2023

5. FEDERAL STATUTE/REGULATION CITATION

42 CFR 440.70

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a. FFY 2024 \$ 0
b. FFY 2025 \$ 0

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachment 3.1A/3.1B - pages 3d, 3e, 3g

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)

Attachment 3.1A/3.1B - pages 3d, 3e, 3g

9. SUBJECT OF AMENDMENT

Home Health Services

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:

DATE AGENCY OFFICIAL

15. RETURN TO

Commonwealth of Pennsylvania
Department of Human Services
Office of Medical Assistance Programs
Bureau of Policy, Analysis and Planning
P.O. Box 2675
Harrisburg, Pennsylvania 17105-2675

12. TYPED NAME

Valerie A. Arkoosh, MD, MPH

13. TITLE

Secretary of Human Services

14. DATE SUBMITTED

December 21, 2023

FOR CMS USE ONLY

16. DATE RECEIVED

12/21/2023

17. DATE APPROVED

03/06/2024

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL

10/01/2023

19. SIGN

20. TYPED NAME OF APPROVING OFFICIAL

James G. Scott

21. TITLE OF APPROVING OFFICIAL

Director, Division of Program Operations

22. REMARKS

SERVICES

7. Home Health Services (42 CFR 440.70)

7a. Nursing service, as defined in the State Nurse Practice Act, that is provided on a part time of intermittent basis by a home health agency or, if there is no agency in the area, a registered nurse when prescribed by Physicians, Physician Assistants, and Certified Registered Nurse Practitioners within their scope of practice authorized under State law (42 CFR 440.70(b)(1))

Limitations

1. For beneficiaries 21 years of age or older, there are no limits for home health nursing visits for the first twenty-eight (28) days. After the first twenty-eight (28) days, beneficiaries 21 years of age or older are limited to fifteen (15) days of home health nursing visits, home health aide visits, therapy visits, and speech pathology and audiology visits.
2. For beneficiaries under 21 years of age, there are no limits for medically necessary home health nursing services.
3. The services require prior authorization.

Provider Qualifications

Home health services are provided by home health agencies certified by Pennsylvania's Department of Health as meeting the requirements for participation in Medicare.

SERVICES

7. Home Health Services (42 CFR 440.70)

7b. Home health aide services provided by a licensed home health agency when prescribed by Physicians, Physician Assistants, and Certified Registered Nurse Practitioners within their scope of practice authorized under State law (42 CFR 440.70(b)(2)).

Limitations

1. For beneficiaries 21 years of age or older, there are no limits for home health aide services for the first twenty-eight (28) days. After the first twenty-eight (28) days, beneficiaries 21 years of age or older are limited to fifteen (15) days of home health aide visits, home health nursing visits, therapy visits and speech pathology and audiology visits.
2. For beneficiaries under 21 years of age, there are no limits for medically necessary home health aide services.
3. The services require prior authorization.

Provider Qualifications

Home health services are provided by home health agencies certified by Pennsylvania's Department of Health as meeting the requirements for participation in Medicare.

SERVICES

7. Home Health Services (42 CFR 440.70)

7d. Physical therapy, occupational therapy, or speech pathology and audiology services provided by a licensed home health agency. The services may be prescribed by Physicians, Physician Assistants, and Certified Registered Nurse Practitioners within their scope of authorized under State law (42 CFR 440.70(b)(4)).

Limitations

1. For beneficiaries 21 years of age or older, there are no limits for physical therapy, occupational therapy, or speech pathology and audiology services for the first twenty-eight (28) days. After the first twenty-eight (28) days, beneficiaries 21 years of age or older are limited to fifteen (15) days of therapy visits, speech pathology and audiology services, home health nursing visits, and home health aide visits.
2. For beneficiaries under 21 years of age, there are no limits for medically necessary home health physical therapy, occupational therapy, or speech pathology and audiology services.
3. The services require prior authorization.

Provider Qualifications

The service must be performed by a physical therapist, occupational therapist, speech pathologist or audiologist who are currently licensed to practice in the Commonwealth and comply with 42 CFR 440.110.