## **Table of Contents**

State/Territory Name: Ohio

State Plan Amendment (SPA) #: 21-0021

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form
- 3) Approved SPA Page

## 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

September 24, 2021

Maureen M. Corcoran, Director Ohio Department of Medicaid P.O. Box 182709 50 West Town Street, Suite 400 Columbus, Ohio 43218

Re: Ohio State Plan Amendment (SPA) Transmittal Number 21-0021

Dear Ms. Corcoran:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 21-0021. This amendment proposes to add coverage and payment provisions to the Ohio Medicaid State Plan for lactation counseling services provided by dieticians.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulations 42 CFR § 435.733. This letter is to inform you that Ohio Medicaid SPA 21-0021 was approved on September 23, 2021, with an effective date of July 1, 2021.

If you have any questions, please contact Christine Davidson at (312) 886-3642 or via email at Christine.Davidson@cms.hhs.gov.

Sincerely,

James G. Scott, Director Division of Program Operations

**Enclosures** 

cc: Carolyn Humphrey, ODM Rebecca Jackson, ODM Gregory Niehoff, ODM Brandon Smith, CMCS Deborah Benson, CMCS

TRANSMITTAL AND NOTICE OF APPROVAL OF	1. TRANSMITTAL NUMBER:	2. STATE
STATE PLAN MATERIAL	21-021	OHIO
FOR: CENTERS FOR MEDICARE AND MEDICAID SERVICES	3. PROGRAM IDENTIFICATION: TIT SOCIAL SECURITY ACT (MEDIC.	
	4 DRODOGED EFFECTIVE DATE	
TO: REGIONAL ADMINISTRATOR	4. PROPOSED EFFECTIVE DATE	
CENTERS FOR MEDICARE & MEDICAID SERVICES	July 01, 2021	
DEPARTMENT OF HEALTH AND HUMAN SERVICES		
5. TYPE OF PLAN MATERIAL (Check One):		
□ NEW STATE PLAN □ AMENDMENT TO BE CONSIDERED AS NEW PLAN ☑ AMENDMENT		
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AME	NDMENT (Separate Transmittal for each	n amendment)
6. FEDERAL STATUTE/REGULATION CITATION:	7. FEDERAL BUDGET IMPACT:	
Social Security Act 1905(a)(6);	a. FFY 2021 \$0	
42 CFR 440.60; 42 CFR 447	b. FFY 2022 \$0	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:	9. PAGE NUMBER OF THE SUPERS	EDED PLAN SECTION
	OR ATTACHMENT (If Applicable):	
Attachment 3.1-A, Item 6-d-7, page 1 of 1	Attachment 3.1-A, Item 6-d-7, page 1 o	
Attachment 4.19-B, Item 6-d-7, page 1 of 1	Attachment 4.19-B, Item 6-d-7, page 1	
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10. SUBJECT OF AMENDMENT: Coverage and Limitations and Payn	ient for Services: Dietitian Services	
11. GOVERNOR'S REVIEW (Check One):		
GOVERNOR'S OFFICE REPORTED NO COMMENT	◯ OTHER, AS SPEC	CIFIED:
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State of Ohio Attachment 3.1-A

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6. Medical care and any other types of remedial care recognized under state law, furnished by licensed practitioners within the scope of their practice as defined by State law.

- d. Other practitioners' services (Continued)
  - 7. Dietitians' services

Dietitians' services under this section are covered by Ohio Medicaid in accordance with 42 CFR 440.60.

Registered dietitian nutritionists (RDNs) practicing in non-institutional settings and licensed dietitians (LDs) practicing in non-institutional settings may enroll in Medicaid as independent providers and submit claims for dietitians' services.

Coverage extends to the full scope of practice of RDNs or LDs, which consists of the following dietitians' services:

- Initial assessment and intervention
- Reassessment and intervention
- Group counseling
- Lactation counseling

For services rendered by a dietitian who is employed by a hospital and is practicing in a hospital setting, payment of valid claims is made only to the hospital.

The licensure and scope of practice for dietitians is defined by Ohio law.

TN: <u>21-021</u> Approval Date: <u>09/23/2021</u>

Supersedes: TN: <u>16-020</u> Effective Date: <u>07/01/2021</u>

State of Ohio Attachment 4.19-B
Item 6-d-7

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6. Medical care and any other type of remedial care recognized under state law, furnished by licensed practitioners within the scope of their practice as defined by State law.

- d. Other practitioners' services (continued)
  - (7) Dietitians' services

Payment for dietitians' services is the lesser of the submitted charge or an amount based on the Medicaid maximum for the service. The Medicaid maximum is listed on the agency's dietitian fee schedule.

All Medicaid maximum payment amounts are published on the agency's website at <a href="https://medicaid.ohio.gov/wps/portal/gov/medicaid/resources-for-providers/billing/fee-schedule-and-rates/fee-schedule-and-rates">https://medicaid.ohio.gov/wps/portal/gov/medicaid/resources-for-providers/billing/fee-schedule-and-rates/fee-schedule-and-rates</a>.

The agency's dietitian fee schedule was set as of July 1, 2021, and is effective for services provided on or after that date.

Except as otherwise noted in the plan, state-developed fee schedules and payment amounts are the same for both governmental and private providers.

TN:21-021 Approval Date: 09/23/2021

Supersedes: TN:16-020

Effective Date: 07/01/2021