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State/Territory Name: Maryland

State Plan Amendment (SPA) #: 17-0009

This file contains the following documents in the order listed:

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

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
150 S. Independence Mall West
Suite 216, The Public Ledger Building
Philadelphia, Pennsylvania 19106-3499



Region III/Division of Medicaid and Children's Health Operations

SWIFT #083020174158

November 8, 2017

Dennis Schrader, Secretary
Maryland Department of Health
201 West Preston Street
Baltimore, Maryland 21201

Dear Mr. Schrader:

Enclosed is a copy of the approved State Plan Amendment (SPA), Transmittal Number 17-0009. The purpose of this SPA is to Move Free-Standing Dialysis Centers from Att. 4.19A&B to Att. 3.1A & Att. 4.19B.

The effective date for this amendment is July 1, 2017. The CMS 179 form and the Approved State Plan pages are attached.

If you have questions about this SPA, please contact Ms. Talbatha Myatt of my staff at 215-861-4259.

Sincerely,

For

Francis McCullough
Associate Regional Administrator

Enclosures

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES	1. TRANSMITTAL NUMBER: 17-0009	2. STATE Maryland
	3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE & MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES	4. PROPOSED EFFECTIVE DATE July 1, 2017	

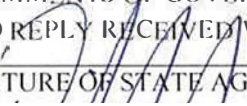
5. TYPE OF PLAN MATERIAL (Check One):
 NEW STATE PLAN AMENDMENT TO BE CONSIDERED AS NEW PLAN AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)


6. FEDERAL STATUTE/REGULATION CITATION: N/A	7. FEDERAL BUDGET IMPACT: a. FFY <u>2017</u> : \$ <u>0</u> b. FFY <u>2018</u> : \$ <u>0</u>
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Att. 3.1A pg 22 & pg 22a (AMEND) Att. 4.19B pg 38a (AMEND) Att. 4.19A&B pg 13A (AMEND)	9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable): Att. 3.1A pg 22 & pg 22a (15-0003) Att. 4.19A&B pg 13A (15-0018)

10. SUBJECT OF AMENDMENT: **To Move Free-Standing Dialysis Centers from Att. 4.19A&B to Att. 3.1A & Att. 4.19B**

11. GOVERNOR'S REVIEW (Check One):
 GOVERNOR'S OFFICE REPORTED NO COMMENT OTHER, AS SPECIFIED:
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED Susan J. Tucker, Executive Director
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL Office of Health Services

12. SIGNATURE OF STATE AGENCY OFFICIAL:  /s/	16. RETURN TO: Susan J. Tucker, Executive Director OHS - MDH 201 W. Preston St., 1 st floor Baltimore, MD 21201
13. TYPED NAME: Dennis Schaefer	
14. TITLE: Secretary, Maryland Department of Health	
15. DATE SUBMITTED: August 29, 2017	

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED: August 29, 2017	18. DATE APPROVED: November 8, 2017
PLAN APPROVED - ONE COPY ATTACHED	
19. EFFECTIVE DATE OF APPROVED MATERIAL: July 1, 2017	20. SIGNATURE OF REGIONAL OFFICIAL: /s/ 
21. TYPED NAME: Francis McCullough	22. TITLE: Associate Regional Administrator
23. REMARKS:	

STATE PLAN FOR MEDICAL ASSISTANCE
UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
STATE OF MARYLAND

9.a. Description of Services: CLINIC SERVICES
As defined in CFR §440.90

Clinic services means preventive, diagnostic, therapeutic, rehabilitative, or palliative services that are furnished by a facility that is not part of a hospital but is organized and operated to provide medical care to outpatients. The term includes the following services furnished to outpatients:

- (a) Services furnished at the clinic by or under the direction of a physician or dentist.
- (b) Services furnished outside the clinic, by clinic personnel under the direction of a physician, to an eligible individual who does not reside in a permanent dwelling or does not have a fixed home or mailing address

Provider Types:

- **Local Health Departments** – a division of a local government responsible for the oversight and medical care relating to public health.
- **General Clinics** – general medical practice run by one or more general practitioners and/or internal medicine providers.
- **Family Planning Clinics** – a clinic that provides reproductive health services.
- **Outpatient Mental Health Centers** – a clinic that provides specialty mental health services.
- **Free-Standing Dialysis Facility Services** – a facility that provides dialysis services. Covered services include:
 - 1. Hemodialysis;
 - 2. Peritoneal dialysis;
 - 3. Continuous ambulatory peritoneal dialysis;
 - 4. Continuous cycling peritoneal dialysis;
 - 5. Home dialysis training;
 - 6. Laboratory services; and
 - 7. Drugs and supplies.

STATE PLAN FOR MEDICAL ASSISTANCE
UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
STATE OF MARYLAND

Limitations:

Include:

- Any services identified by the Department as not medically necessary or not covered;
- Investigational and experimental drugs and procedures;
- Drugs and supplies which are acquired at no cost;
- Laboratory or X-ray services performed by another facility, which shall be billed to the Program directly by the facility;
- Visits solely for the purpose of one or more of the following
 - Prescription, drug or supply pick;
 - Collection of laboratory specimens, except by venipuncture and capillary or arterial puncture, as a separate service;
 - Ascertaining the patient's weight; and
 - Measurement of blood pressure
- Injections and visits solely for the administration of injections, unless medical necessity and the participant's inability to take oral medications are documented in the participant's medical record;
- Immunizations required for travel outside the Continental U.S.;
- Visits solely for group or individual health education;
- Separate billing for services which are included as part of another service;
- Separate reimbursements to a physician for services provided in a clinic in addition to the clinic reimbursement;
- Services not approved by a licensed physician or other licensed practitioner of the healing arts, within the scope of his or her practice under State law;
- Services beyond the provider's scope of practice;
- Services rendered but not appropriately documented;
- Services rendered by mail, telephone, or otherwise not one-to-one, in person, with the exception of approved telemedicine services;
- Completion of forms or reports;
- Broken or missed appointments; and
- Travel to and from site of service.

STATE PLAN FOR MEDICAL ASSISTANCE
UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
STATE OF MARYLAND

Free-standing Dialysis Facility Services

The Department's rate for Free-standing dialysis facilities is 62.5% of Medicare's bundled rate for dialysis. In addition to paying approximately 62.5% of the bundled Medicare rate, the Department reimburses the dialysis facility separately for:

- 1) Laboratory Services;
- 2) Supplies; and
- 3) Drugs.