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State/Territory Name: North Dakota

State Plan Amendment (SPA) #: ND-14-0017

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
1600 Broadway, Suite 700
Denver, CO 80202-4967



Region VIII

April 1, 2015

Maggie Anderson, Medicaid Director
Medical Services Division
North Dakota Department of Human Services
600 East Boulevard Avenue, Dept. 325
Bismarck, ND 58505-0250

RE: North Dakota #14-0017

Dear Ms. Anderson:

We have reviewed the proposed State Plan Amendment (SPA) submitted under transmittal number (TN) 14-0017. This amendment would allow the state to use MAGI-based income methodologies for determining medically needy eligibility for pregnant women, children, and caretaker relatives.

Please be informed that this State Plan Amendment was approved March 27, 2015 with an effective date of October 1, 2014. We are enclosing the CMS-179 and the amended plan page(s).


If you have any questions concerning this amendment, please contact Ann Clemens at (303) 844-2125.

Sincerely,

/s/

Mary Marchioni
Acting Associate Regional Administrator
Division for Medicaid and Children's Health Operations

CC: Maggie Anderson, ND
Kathy Rodin, ND

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL		1. TRANSMITTAL NUMBER: 14-017	2. STATE North Dakota
FOR: HEALTH CARE FINANCING ADMINISTRATION		3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
TO: REGIONAL ADMINISTRATOR HEALTH CARE FINANCING ADMINISTRATION DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE October 1, 2014	
5. TYPE OF PLAN MATERIAL (Check One): <input type="checkbox"/> NEW STATE PLAN <input type="checkbox"/> AMENDMENT TO BE CONSIDERED AS NEW PLAN <input checked="" type="checkbox"/> AMENDMENT COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate Transmittal for each amendment)			
6. FEDERAL STATUTE/REGULATION CITATION: 1903(f)(2) of the Act		7. FEDERAL BUDGET IMPACT: a. FFY 2015 \$ <u>negligible</u> b. FFY 2016 \$ <u>negligible</u>	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Supplement 8a to Attachment 2.6A, Page 5 Attachment 2.6-A Page 14a		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable): Supplement 8a to Attachment 2.6A, Page 5 Attachment 2.6-A Page 14a	
10. SUBJECT OF AMENDMENT: Amends the State Plan to allow the state to use MAGI-based income methodologies for determining medically needy eligibility for pregnant women and children.			
11. GOVERNOR'S REVIEW (Check One): <input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input checked="" type="checkbox"/> OTHER, AS SPECIFIED: <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <u>Maggie D. Anderson, Executive Director,</u> <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL <u>Department of Human Services</u>			
12. SIGNATURE OF STATE AGENCY OFFICIAL: 		16. RETURN TO: Maggie D. Anderson, Executive Director ND Department of Human Services 600 East Boulevard Avenue Dept 325 Bismarck ND 58505-0250	
13. TYPED NAME: Maggie D. Anderson			
14. TITLE: Executive Director, ND Dept. of Human Services			
15. DATE SUBMITTED: December 30, 2014			
FOR REGIONAL OFFICE USE ONLY			
17. DATE RECEIVED: December 30, 2014		18. DATE APPROVED: March 27, 2015	
PLAN APPROVED - ONE COPY ATTACHED			
19. EFFECTIVE DATE OF APPROVED MATERIAL: October 1, 2014		20. SIGNATURE OF REGIONAL OFFICIAL: /s/	
21. TYPED NAME: Mary Marchioni		22. TITLE: Acting ARA, DMCHO	
23. REMARKS:			

State: North Dakota

OMB No.: 0938

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

**MORE LIBERAL METHODS OF TREATING INCOME
UNDER SECTION 1902(r)(2) OF THE ACT***

Section 1902 (f) State Non-Section 1902 (f) State

18. The net income between the medically needy income level, described on page 8 of supplement 1 to Attachment 2.6-A, and 83% of the federal poverty level is disregarded for medically needy individuals under 1902(a)(10)(C) who are not described on Attachment 2.6-A, page 14a.
19. For the categories of individuals listed in Attachment 2.6-A, Page 14a, a disregard of five percent of the Modified Adjusted Gross Income is applied first when determining income for the medically needy category.
20. The net income between the medically needy income level, described on page 8 of supplement 1 to Attachment 2.6-A, and 90% of the federal poverty level is disregarded for medically needy under 1902(a)(10)(C) for the pregnant women group.
21. The net income between the medically needy income level, described on page 8 of supplement 1 to Attachment 2.6-A, and 92% of the federal poverty level is disregarded for medically needy under 1902(a)(10)(C) for the children's ages 0 through 17, and 18 through 20 year old groups.
22. The net income between the medically needy income level, described on page 8 of supplement 1 to Attachment 2.6-A, and 93% of the federal poverty level is disregarded for medically needy under 1902(a)(10)(C) for the parent/caretaker relative group.

State: North Dakota

Citation

Condition or Requirement

a. Medically Needy (Continued)

1903(f)(2) of _____ (3) If countable income exceeds the MNIL standard, the agency deducts spenddown payments made to the State by the individual.

Subject to 42 CFR 435.602 and the provisions in Supplement 8a to Attachment 2.6-A of the State Plan, the State will use MAGI-based income methodologies for purposes of determining medically needy eligibility for the following categories of individuals:

1. Pregnant women
2. Children
3. Caretaker Relatives

TN No. 14-017

Supersedes

No. 92-010

Approval Date 03/27/15

Effective Date 10-1-2014