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State/Territory Name: Oklahoma

State Plan Amendment (SPA) #: 19-006

This file contains the following documents in the order listed:

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

Regional Operations Group

October 18, 2019

Our Reference: SPA OK 19-0006

Melody Anthony
State Medicaid Director
4345 N. Lincoln Blvd.
Oklahoma City, Oklahoma 73105

Dear Ms. Anthony:

Enclosed is a copy of approved Oklahoma State Plan Amendment (SPA) No. 19-0006, with an effective date of September 1, 2019. This amendment was submitted to increase reimbursement rates for residential behavior management services (RBMS) Group Home Providers.

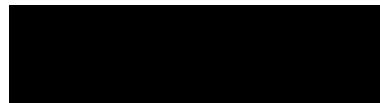
This letter affirms that OK 19-0006 is approved effective September 1, 2019 as requested by the State.

We are including the CMS-179 and the following amended plan pages:

- Attachment 4.19-B, Page 39
- Attachment 4.19-B, Page 39.1
- Addendum to attachment 4.19-B, Page 39
- Attachment 1, Reimbursement for RBMS-Group Setting

If you have any questions regarding this matter you may contact Stacey Shuman at 214-767-6479, or by email at stacey.shuman@cms.hhs.gov.

Sincerely,



Bill Brooks
Director
Centers for Medicaid & CHIP Services
Regional Operations Group

Cc: Billy Bob Farrell, ROG Dallas
Nancy Kirchner, CMS Baltimore
Tia Lyles, CMS Baltimore
Sandra Puebla, OHCA

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

1. TRANSMITTAL NUMBER

1 9 — 0 0 06

2. STATE

Oklahoma

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

September 1, 2019

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

42 CFR 440.130

7. FEDERAL BUDGET IMPACT

a. FFY 2019 \$ 459,725

b. FFY 2020 \$ 5,838,610

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachment 4.19-B, Page 39
Attachment 4.19-B, Page 39.1
Addendum to Attachment 4.19-B, Page 39

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (*If Applicable*)

Attachment 4.19-B, Page 39, TN # 97-19
Attachment 4.19-B, Page 39.1, TN # NEW
Addendum to Attachment 4.19-B, Page 39, Deleted

10. SUBJECT OF AMENDMENT

RBMS Group Home Provider Rates Increase

11. GOVERNOR'S REVIEW (*Check One*)

GOVERNOR'S OFFICE REPORTED NO COMMENT

OTHER, AS SPECIFIED

COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL

13. TYPED NAME

Becky Pasternik-Ikard

14. TITLE

Chief Executive Officer

15. DATE SUBMITTED

07/26/2019

16. RETURN TO

Oklahoma Health Care Authority

Attn: Nicole Nantois

4345 N. Lincoln Blvd.

Oklahoma City, OK 73105

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED

07/26/2019

18. DATE APPROVED

10/18/2019

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL

09/01/2019

20. SIGNATURE OF REGIONAL OFFICIAL

21. TYPED NAME

Bill Brooks

22. TITLE

Director, Centers for Medicaid and CHIP Services
Regional Operations Group

23. REMARKS

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

Residential Behavioral Management Services (RBMS)**(a) Organized Health Care Delivery Systems:**

(1) Oklahoma Department of Human Services: The Oklahoma Department of Human Services (DHS) is an Organized Health Care Delivery Systems (OHCD) with health care services identified as a component of its mission. The OHCD provides RBMS per the requirements established on Attachment 3.1-A, Page 6a-1.1. The Oklahoma DHS RBMS levels of care are as follows:

- (i) Level C** – Minimum supervision and treatment
- (ii) Level D** – Close supervision and treatment
- (iii) Level D+** – Highly intensive supervision and treatment
- (iv) Level E** – Maximum supervision and treatment
- (v) Level E+** – Maximum supervision and treatment
- (vi) Level E Enhanced** – Maximum supervision and treatment
- (vii) Intensive Treatment Services (ITS) Group Home** –Maximum supervision and treatment; Crisis and stabilization intervention treatment

(2) Oklahoma Office of Juvenile Affairs: The Oklahoma Office of Juvenile Affairs (OJA) is an Organized Health Care Delivery Systems (OHCD) with health care services identified as a component of its mission. The OHCD provides RBMS per the requirements established on Attachment 3.1-A, Page 6a-1.1. RBMS are limited to a maximum of one service per day, per eligible member. The OJA RBMS levels of care:

- (i) Level D+** – Highly intensive supervision and treatment
- (ii) Level E** – Maximum supervision and treatment

State: Oklahoma
Date Received: 26 July, 2019
Date Approved: 18 October, 2019
Effective Date: 1 September, 2019
Transmittal Number: 19-0006

Revised 09-01-19

TN# 19-0006Approval Date 10/18/2019Effective Date 09/01/2019Supersedes TN# 97-0019

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

Residential Behavioral Management Services (RBMS) (continued)

Per Diem Rates: A per diem rate will be established for each level of care in which residential behavioral management services (RBMS) are provided. RBMS are limited to a maximum of one service per day, per eligible member. The total is then divided by the number of available beds for the applicable level of care. The allocation of RBMS costs to Title XIX funds are as follows:

(1) Direct Care Staff Salary Costs: Staff salary costs are calculated using state salary and benefit package guidelines for similar jobs. Direct care positions within a group home consist of direct care staff, supervisors, nurses, therapists, program director, and administrative staff.

(i) Direct care staff perform basic living skills redevelopment, social skills redevelopment, and behavioral redirection to members in the facility during all times each member is awake and not in school, whether on or off campus. See Attachment 3.1-A, Page 1a-6.5g for a description of RBMS service components. The direct care staff time is partially funded by Medicaid which is calculated as follows: 24 hours in a day, minus 8 hours for average sleep time per day, minus 2.96 hours for average school time per day (*Oklahoma requires 1,080 per year*); this equals 13.04 hours per day for RBMS service components, or 54.34% of the day or:

The direct care time is allocated to Medicaid as follows:

- 24 hours per day
- 8 hours of sleep time per day
- 2.96 hours average time in school (*Oklahoma requires 1,080 per year*)
- 13.04 hours allocated to Medicaid (54.34% of a 24-hour day)

(ii) Therapist and nurse salaries are 100% compensable under Title XIX. See Attachment 3.1-A, Page 1a-6.5g for a description of RBMS service components.

(2) Facility and Operational Costs: Facility costs are based on the Oklahoma Child Care licensing standard for the minimum square footage of living quarters for each resident. That square footage is then grossed up to include common spaces, administrative office space, and activity areas. The total square footage is used to calculate the total facility cost by using the standard rent estimates for Oklahoma. Operational costs are inclusive of trauma focused therapeutic programs and training as well as administrative costs (i.e., accounting, billing, human resources, etc.). Operational and facility costs are partially eligible for Medicaid reimbursement. To allocate the partial portions of the facility and operational costs to Medicaid, the following calculation is used:

The percent of facility and operational costs allocated to Medicaid is as follows:

$$\frac{(54.34\% \times \text{Direct Care Salaries} + \text{Therapist Salaries} + \text{Nurse Salaries})}{(\text{Direct Care Salaries} + \text{Therapist Salaries} + \text{Nurse Salaries})}$$

(i) When the calculation is applied to each level of care the percent of Medicaid differs based on the differences in the number of direct care staff needed for that particular staffing ratio and facility size along with the number of therapist and nurses needed for that particular level of care.

New 09-01-19

TN# 19-0006

Approval Date 10/18/2019

Effective Date 09/01/2019

Supersedes TN# NONE -- NEW PAGE