



Region 10
2201 Sixth Avenue, MS/RX 43
Seattle, Washington 98121

MAY 06 2010

Bruce Goldberg, MD, Director
Department of Human Services
Human Services Building
500 Summer Street Northeast, E-15
Salem, Oregon 97301-1097

RE: Oregon State Plan Amendment (SPA) Transmittal Number 10-003

Dear Dr. Goldberg:

The Centers for Medicare & Medicaid Services (CMS) Seattle Regional Office has completed its review of State Plan Amendment (SPA) Transmittal Number 10-003. This amendment implements Section 112 of MIPPA, which increases the resource standards for QMBs, SLMBs and QIs to conform to the resources limits for individuals who qualify for Medicare Part D Low-Income Subsidy (LIS). The changes are reflected in Attachment 2.2-A, pages 9b, 9b.1, 9b.2, and Attachment 2.6-A, pages 22, 22a.

This SPA is approved effective January 1, 2010.

If you have any additional questions or require any further assistance, please contact me, or have your staff contact Maria Garza at (206) 615-2542 or maria.garza@cms.hhs.gov.

Sincerely,

Carol J.C. Peverly
Acting Associate Regional Administrator
Division of Medicaid and Children's Health
Operations

cc:

Judy Mohr Peterson, Administrator, Office of Medical Assistance Programs
Sandy Hansen, State Plan Coordinator, Office of Medical Assistance Programs

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**

1. TRANSMITTAL NUMBER:
10-03

2. STATE
Oregon

FOR: HEALTH CARE FINANCING ADMINISTRATION

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE
SOCIAL SECURITY ACT (MEDICAID) Medical Assistance

TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE
January 1, 2010

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:
1905(p)(1)(C) of the Act
902(a)(10)(E)(i)-(iii) 1860D-14-(a)(3)(D)

7. FEDERAL BUDGET IMPACT:
a. FFY 2010 \$ **UNKNOWN NEW LEGISLATION**
b. FFY 2011 \$ **UNKNOWN NEW LEGISLATION**

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Attachment 2.2-A, page 9b.1 and Attachment 2.6-A, page 22, 22a
^ 9b, 9b.2 (pti)

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable):
Attachment 2.2-A, page 9b, 9b.1, 9b.2 and Attachment 2.6-A, page 22, 22a

10. SUBJECT OF AMENDMENT: This transmittal is being revised: Section 112 of the MIPPA increased the resource standards for QMB, SLMB and QIs to conform to the resource limits for individuals who qualify for the Medicare Part D Low-Income Subsidy (LIS).

11. 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:

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME: **Judy Mohr Peterson** **Bruce Goldberg, MD**

14. TITLE: **Administrator, DMAP** **Director, DHS**

15. DATE SUBMITTED:

16. RETURN TO:
Division of Medical Assistance Programs
Department of Human Services
500 Summer Street NE E-35
Salem, OR 97301

ATTN: Jesse Anderson, Title XIX Coordinator

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED: **MAR 26 2010**

18. DATE APPROVED: **MAY 06 2010**

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL: **JAN 01 2010**

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPED NAME: **Carol J.C. Peverly**

22. TITLE: **Acting**

23. REMARKS: **4.07.10 - State authorized by per funk changes.**

**Associate Regional Administrator
Division of Medicaid &
Children's Health**

Revision:

Transmittal # 10-03
ATTACHMENT 2.2-A
Page 9b

State: Oregon

Agency	Citation(s)	Groups Covered
		A. <u>Mandatory Coverage - Categorically Needy and Other Required Special Groups (Continued)</u>
		25. Qualified Medicare Beneficiaries --
		a. Who are entitled to hospital insurance benefits under Medicare Part A, (but not pursuant to an enrollment under section 1818A of the Act);
		b. Whose income does not exceed 100 percent of the Federal poverty level; and
		c. Whose resources do not exceed three times the SSI resource limit, adjusted annually by the increase in the consumer price index.
		(Medical assistance for this group is limited to Medicare cost-sharing as defined in item 3.2 of this plan.)
		26. Qualified Disabled and Working Individuals --
		a. Who are entitled to hospital insurance benefits under Medicare Part A under section 1818A of the Act;
		b. Whose income does not exceed 200 percent of the Federal poverty level; and
		c. Whose resources do not exceed two times the SSI resource limit.
		d. Who are not otherwise eligible for medical assistance under Title XIX of the Act.
		(Medical assistance for this group is limited to Medicare Part A premiums under section 1818A of the Act.)

* Agency that determines eligibility for coverage.

Revision:

Transmittal 10-03
ATTACHMENT 2.2-A
Page 9b.1

State: Oregon

Agency	Citation(s)	Groups Covered
		A. <u>Mandatory Coverage - Categorically Needy and Other Required Special Groups (Continued)</u>
	1902(a)(10)(E)(iii), 1905(p)(3)(A)(ii), and 1860D-14(a)(3)(D) of the Act	27. Specified Low-Income Medicare Beneficiaries -- a. Who are entitled to hospital insurance benefits under Medicare Part A (but not pursuant to an enrollment under section 1818A of the Act); b. whose income is greater than 100 percent but less than 120 percent of the Federal poverty level; and c. Whose resources do not exceed three times the SSI resource limit, adjusted annually by the increase in the consumer price index. (Medical assistance for this group is limited to Medicare Part B premiums under section 1839 of the Act.)
	1902(a)(10)(E)(iv) and 1905(p)(3)(A)(ii) and 1860D-14(a)(3)(D) of the Act	28. Qualifying Individuals -- a. Who are entitled to hospital insurance benefits under Medicare Part A (but not pursuant to an enrollment under section 1818A of the Act); b. whose income is at least 120 percent but less than 135 percent of the Federal poverty level; c. Whose resources do not exceed three times the SSI resource limit, adjusted annually by the increase in the consumer price index.

State: Oregon

Agency	Citation(s)	Groups Covered
1634(e) of of the Act	29.	Each person to whom SSI benefits by reason of disability are not payable for any month solely by reason of clause (i) of (v) of section 1611(e)(4)(A) shall be treated, for purposes of Title XIX, as receiving SSI benefits for the month.

State: Oregon

Citation	Condition or Requirement
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- 1902(a)(10)(C)(i)
of the Act
7. Resource Standard - Medically Needy
- a. Resource standards are based on family size.
 - b. A single standard is employed in determining resource resource eligibility for all groups.
 - c. In 1902(f) States, the resource standards are more restrictive than in 7.b. above for--
 - Aged
 - Blind
 - Disabled

Supplement 2 to ATTACHMENT 2.6-A specifies the resource standards for all covered medically needy groups. If the agency chooses more restrictive levels under 7.c., Supplement 2 to ATTACHMENT 2.6-A so indicates.

1902(a)(10)(E),
1905(p)(1)(D), 1905(p)(2)(B)
and 1860D-14(a)(3)(D)
of the Act

8. Resource Standard - Qualified Medicare Beneficiaries, Specified Low-Income Medicare Beneficiaries and Qualifying Individuals

For Qualified Medicare Beneficiaries covered under section 1902(a)(10)(E)(i) of the Act, Specified Low-Income Medicare Beneficiaries covered under section 1902(a)(10)(E)(iii) of the Act, and Qualifying Individuals covered under 1902(a)(10)(E)(iv) of the Act, the resource standard is three times the SSI resource limit, adjusted annually since 1996 by the increase in the consumer price index.

Revision:

TRANSMITTAL # 10-03
ATTACHMENT 2.6-A
Page 22a

State: Oregon

Citation	Condition or Requirement
1902(a)(10)(E)(ii), 1905(s) and 1860D-14(a)(3)(D) of the Act	<p>9. Resource Standard - Qualified Disabled and Working Individuals</p> <p>For qualified disabled and working individuals covered under section 1902(a)(10)(E)(ii) of the Act, the resource standard for an individual or a couple (in the case of an individual with a spouse) is two times the SSI resource limit.</p>
1902(u) of the Act	<p>9.1. For COBRA continuation beneficiaries, the resource standard is:</p> <p>___ Twice the SSI resource standard for an individual.</p> <p>___ More restrictive standard as applied under section 1902(f) of the Act as described in <u>Supplement 8 to Attachment 2.6-A.</u></p>