

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
7500 Security Boulevard, Mail Stop S2-26-12  
Baltimore, Maryland 21244-1850



**Center for Medicaid and State Operations, CMSO**

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Ms. Estelle B. Richman, Secretary  
Department of Public Welfare  
Commonwealth of Pennsylvania  
P.O. Box 2675  
Harrisburg, Pennsylvania 17105-2675

AUG 13 2009

RE: State Plan Amendment 09-006

Dear Ms. Richman:

We have reviewed the proposed amendment to Attachment 4.19-A of your Medicaid State plan submitted under transmittal number (TN) 09-006. This amendment specifies the qualifying criteria and funding amounts Pennsylvania uses to determine disproportionate share adjustment (DSH) payments to certain qualifying hospitals with burn centers. These DSH payments are made to assure the availability and coordination of burn care to Pennsylvania's Medicaid population.

We conducted our review of this amendment according to the statutory requirements at sections 1902(a)(3), 1902(a)(13), 1902(a)(30), 1903(a) and 1923 of the Social Security Act and the regulations at 42 CFR 447 Subpart C. I am pleased to inform you that Medicaid State plan amendment 09-006 is approved effective April 1, 2009. I have enclosed the approved HCFA-179 and amended state plan pages.

If you have any questions, please call Keith Leuschner on (717) 782-4967.

Sincerely,

Cindy Mann  
Director  
Center for Medicaid and State Operations (CMSO)

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

1. TRANSMITTAL NUMBER:  
09-006

2. STATE  
Pennsylvania

FOR: HEALTH CARE FINANCING ADMINISTRATION

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

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

4. PROPOSED EFFECTIVE DATE  
April 1, 2009

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 447 Subpart C

7. FEDERAL BUDGET IMPACT:  
a. FFY 2009 \$ 6.198 million  
b. FFY 2010 \$ 0

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Attachment 4.19A, Page 21 h

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION  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

Attachment 4.19A, Page 21 h

10. SUBJECT OF AMENDMENT:

~~Hospital Quality Care Investment Grant Programs~~  
*encl-2AD*

Additional Payments to Certain Burn  
Centers

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:  
Review and approval authority has  
been delegated to the Department of  
Public Welfare

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME:  
Estelle B. Richman

14. TITLE:  
Secretary of Public Welfare

15. DATE SUBMITTED:  
JUN 8 - 2009

16. RETURN TO:

Commonwealth of Pennsylvania  
Department of Public Welfare  
Office of Medical Assistance Programs  
Bureau of Policy, Budget and Planning  
P.O. Box 8046  
Harrisburg, Pennsylvania 17105

FEDERAL AGENCY USE ONLY

17. DATE RECEIVED:

18. DATE APPROVED:  
8-2009

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:  
APR - 1 2009

20. SIGNATURE OF REGIONAL OFFICIAL:  
*[Signature]*

21. TYPE NAME:  
William Lasowski

22. TITLE:  
Deputy Director, CMSO

23. REMARKS:

ADDITIONAL PAYMENTS TO CERTAIN BURN CENTERS

The Department will make disproportionate share payments to certain qualifying Medical Assistance (MA) enrolled acute care general hospital burn centers, hereafter burn centers, to assure readily available and coordinated burn care of the highest quality to the MA population.

To qualify for these disproportionate share payments, the burn center must meet one of the following criteria:

- (1) Is recognized by the American Burn Association and participates in the American Burn Association's, "Burn Center Verification Program" effective July 2006.
- (2) Is certified and accredited as a Level I or Level II Trauma Center by the Pennsylvania Trauma Systems Foundation and has a minimum of 70 annual patient admission in calendar year 2005, of individuals requiring burn care.

For Fiscal Year 2008-2009, the fiscal impact as a result of this additional class of disproportionate share payments is \$11.368 million (\$5.170 million in State General Funds and an anticipated \$6.198 million in Federal Funds upon approval by the Centers for Medicare and Medicaid Service). Payments to qualified burn centers will be allocated according to the following:

- (1) 50% of the total amount available for qualifying burn centers will be allocated equally among qualified burn centers.
- (2) 50% of the total amount available for qualified burn centers will be allocated on the basis of each qualified burn center's percentage of MA and uninsured burn cases and patient days compared to the Statewide total number of MA and uninsured burn cases and patient days for all qualified burn centers. Each qualified burn center will use both in-State and out-of-State cases and patient days.
- (3) Any eligible burn center that has reached its disproportionate share limit as pursuant to Title XIX of the Social Security Act shall receive its share of the State fund available under this act.

## OS Notification

**State/Title/Plan Number:** Pennsylvania 09-006  
**Type of Action:** SPA Approval  
**Required Date for State Notification:** September 8, 2009  
**Fiscal Impact in Millions:**

FY 2009	\$6.198 M
FY 2009	\$0

**Number of Potential Newly Eligible People:** 0  
**Eligibility Simplification:** No  
**Provider Payment Increase:** Yes  
**Delivery System Innovation:** No  
**Number of People Losing Medicaid Eligibility:** 0  
**Reduces Benefits:** No

### Detail:

**This plan amendment specifies the criteria and slightly increases the allocation of disproportionate share funding to qualifying hospitals with burn centers. The state legislature provided a small increase in funding (as part of their 2008-09 budget) for DSH payments to particular hospitals that have burn centers in those facilities. There are six hospitals that will qualify for these DSH payments.**

**This is a routine DSH payment that is driven primarily by the state's budget process. The non-Federal share is derived from state appropriations, which can vary from year to year and thus require the state to revise its qualifying criteria.**

### Other Considerations:

**This plan amendment has not generated significant outside interest and we do not recommend the Secretary contact the governor.**

**This OSN has been reviewed in the context of the ARRA and the approval of the SPA is not in violation of ARRA provisions.**

**CMS**

**Contact:** Keith Leuschner (717) 782-4967  
National Institutional Reimbursement Team