

Table of Contents

State Name: Pennsylvania

State Plan Amendment (SPA) #09-003

This file contains the following documents in the order listed:

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

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, CHIP, and Survey & Certification

Mr. Michael Nardone, Acting Secretary
Commonwealth of Pennsylvania
Department of Public Welfare
Office of Medical Assistance Programs
Bureau of Policy, Budget and Planning
PO Box 8046
Harrisburg, PA 17105

17

RE: State Plan Amendment 09-003

Dear Mr. Nardone:

We have reviewed the proposed amendment to Attachment 4.19-A of your Medicaid State plan submitted under transmittal number (TN) 09-003. This amendment continues additional disproportionate share hospital (DSH) payments to qualifying hospitals providing trauma services.

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. At this time, we are approving Medicaid State plan amendment 09-003 with an effective date of June 30, 2008. I have enclosed the approved HCFA-179 and the amended state plan page.

If you have any questions, please call Gary Knight at (304) 347-5723.

Sincerely,

Cindy Mann
Director
Center for Medicaid, CHIP, and Survey & Certification

Enclosures

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL		1. TRANSMITTAL NUMBER: 09-003	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 June 30, 2008	
5. TYPE OF PLAN MATERIAL (<i>Check One</i>): <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 (<i>Separate Transmittal for each amendment</i>)			
6. FEDERAL STATUTE/REGULATION CITATION: 42 CFR 447 Subpart C		7. FEDERAL BUDGET IMPACT: a. FFY 2010 \$ b. FFY 2011 \$27,101,459	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Attachment 4.19A, Page 21c.		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (<i>If Applicable</i>): Attachment 4.19A, Page 21c.	
10. SUBJECT OF AMENDMENT: Trauma Disproportionate Share Payments			
11. GOVERNOR'S REVIEW (<i>Check One</i>): <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 Review and approval authority has <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL been delegated to the Department of Public Welfare			
12. SIGNATURE OF STATE AGENCY OFFICIAL:		16. RETURN TO:	
13. TYPED NAME: Michael P. Nardone		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	
14. TITLE: Acting Secretary of Public Welfare			
15. DATE SUBMITTED: October 4, 2010			
FOR REGIONAL OFFICE USE ONLY			
17. DATE RECEIVED:		18. DATE APPROVED: 12-17-10	
PLAN APPROVED - ONE COPY ATTACHED			
19. EFFECTIVE DATE OF APPROVED MATERIAL: JUN 30 2008		20. SIGNATURE OF REGIONAL OFFICIAL:	
21. TYPED NAME: William Lasowski		22. TITLE: Deputy Director, CMCS	
23. REMARKS:			

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT
STATE: COMMONWEALTH OF PENNSYLVANIA
METHODS AND STANDARDS FOR ESTABLISHING PAYMENT RATES-INPATIENT HOSPITAL CARE
State Plan Amendment - Trauma DSH Payment

This State Plan Amendment is effective as of June 30, 2008.

Effective for the Fiscal Year 2008-2009 and each year thereafter, the Department shall make a supplemental disproportionate share payment ("Trauma DSH payment") to hospitals that qualify as a trauma center for the purpose of improving access to readily available and coordinated trauma care for the citizens of this Commonwealth. For Fiscal Year 2008-2009, the Department will allocate \$11.220 million in State General Funds for this DSH payment. For Fiscal Year 2009-2010, the Department will allocate \$10.387 million in State General Funds for this DSH payment

Qualified Trauma Centers

A hospital located in the Commonwealth of Pennsylvania shall qualify as a trauma center ("qualified trauma center") if it is accredited by the Pennsylvania Trauma Systems Foundation ("Foundation") as a Level I, Level II or Level III trauma center.

An out of state hospital may qualify as a trauma center ("out of state qualified trauma center") for purposes of eligibility for the Trauma DSH payment. The term out of state qualified trauma center means West Virginia University Hospitals, or an out of state trauma center that meets each of the following requirements:

- 1) Is accredited as a Level I or Level II trauma center by the Pennsylvania Trauma Systems Foundation; or has obtained verification from the American College of Surgeons as a Level I or Level II trauma center; and is formally designated as a Level I or Level II trauma center by its home state;
- 2) Pays to the Foundation the annual participation fee the out of state hospital would be charged were it accredited by the Foundation as a Level I or Level II trauma center; and
- 3) Annually, the number of discharges of patients who qualify as trauma patients under the Pennsylvania Trauma Outcome Study exceeds 30 for two of the preceding four years.

Out of state qualified trauma centers, including West Virginia University Hospitals, shall submit to the Foundation on an annual basis both
i) a copy of the clinical patient data the hospital submits to the National Trauma Database regarding Pennsylvania residents who receive trauma services from the hospital; and
ii) the total and Pennsylvania resident-specific number of PTOS (Pennsylvania Trauma Outcome Study) trauma visits and patient days for individuals who are recipients of medical assistance and those who are uninsured. The definition of what constitutes a PTOS trauma case shall be the same for both Pennsylvania and out-of- state hospitals.

DPW may use any funds available for Trauma DSH payments to make Trauma DSH payments to eligible out-out-state hospitals.

Calculation of the Trauma DSH Payment for Qualified Level I and Level II Trauma Centers

The Department shall allocate 90% of the total available funds to hospitals that qualify as Level I and Level II trauma centers, including West Virginia University Hospitals. 50% of the amount available for Level I and Level II trauma centers shall be distributed equally among qualified Level I and Level II trauma centers. 50% of the total amount available for Level I and Level II centers shall be distributed on the basis of each qualified trauma center's percentage of medical assistance and uninsured PTOS trauma visits and patient days compared to the Pennsylvania statewide total number of medical assistance and uninsured PTOS trauma visits and patient days for Level I and Level II trauma centers. For these payments, the Department shall calculate payment to each qualifying Level I or Level II trauma center using PTOS data provided by the Foundation. For purposes of calculating the hospital specific portion of the payment, the Department shall count all medical assistance days, uninsured PTOS trauma cases and patient days, irrespective of the home state of the patient.

Trauma DSH Payment to West Virginia University Hospitals, Inc.

West Virginia University Hospitals, Inc. shall be eligible for and receive Trauma DSH payments in accordance with the Consent Order and Settlement in West Virginia University Hospitals Inc. v. Rendell et al. (Case No. 09-cv-01684), dated September 24, 2010.

Section 3. Accreditation of Level III trauma centers

The Foundation will accredit Level III trauma center in accordance with established standards, based upon the guidelines for Level III trauma centers as defined by the American College of Surgeons. In addition to the established standards a hospital must meet all of the following criteria to qualify for Level III accreditation: 1) provide comprehensive emergency services, 2) have, on an annual basis, at least 4000 inpatient admissions from its emergency department, 3) be located in a county without an accredited Level I or Level II trauma center and 4) not be located within 25 miles travel distance from a Level I or Level II trauma center.

The Department will allocate the 10% of the total available funds to hospitals accredited as Level III trauma centers. 50% of this amount available for Level III trauma centers will be distributed equally among Level III trauma centers. 50% of the total amount available for Level III centers will be distributed on the basis of each trauma center's percentage of MA and uninsured PTOS trauma cases and patient days compared to the Pennsylvania statewide total number of MA and uninsured PTOS trauma cases and patient days for Level III trauma centers. For these payments, the Department will calculate payment to each qualifying hospital accredited as a Level III trauma center using PTOS data provided by the Foundation. For purposes of calculating the hospital specific portion of the payment, the Department shall count all MA days, uninsured PTOS trauma cases and patient days, irrespective of the home state of the patient. Payment to each qualifying Level III trauma center may not be greater than 50% of the average Statewide annual payment to a Level II trauma center.

TN# 09-003

Supersedes

TN# 08-014

Approval Date _____

Effective Date: June 30, 2008