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State Name: Virginia

State Plan Amendment (SPA) #: 10-04

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
150 S. Independence Mall West
Suite 216, The Public Ledger Building
Philadelphia, Pennsylvania 19106-3499



Region III/Division of Medicaid and Children's Health Operations

JUN 25 2010

Cynthia B. Jones, Acting Director
Department of Medical Assistance Services
600 East Broad Street, Suite 1300
Richmond, Virginia 23219

Dear Ms. Jones:

We have reviewed State Plan Amendment (SPA) 10-04, in which you propose increasing the resource limits for the Medicare Savings Programs. This SPA, as modified by your email notes dated May 7, 2010 and June 24, 2010, is acceptable. Therefore, we are approving SPA 10-04 with an effective date of January 1, 2010. Enclosed are the approved SPA pages and signed CMS-179 form.

If you have further questions about this SPA, please contact Jake Hubik at (215) 861-4181.

Sincerely,

/S/

Ted Gallagher
Associate Regional Administrator

Enclosures

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

1. TRANSMITTAL NUMBER
1 0 - 0 4

2. STATE
Virginia

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
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
1902(a)(10)(E)(i)-(iii) and 1862(d)-(a)(3)(D)

7. FEDERAL BUDGET IMPACT
 a. FFY 2010 \$ 162,300
 b. FFY 2011 \$ 141,700

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT
Attach. 2.2-A, Pages 9b, 9b.1 and 9b.2 of 26, and Attach. 2.6-A, Pages 22 and 23 of 26

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)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

10. SUBJECT OF AMENDMENT
Increase Resource Limits for Medicare Savings Program Group

11. GOVERNOR'S REVIEW (Check One)
 GOVERNOR'S OFFICE REPORTED NO COMMENT²⁰¹⁰
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL
 OTHER, AS SPECIFIED
Secretary of Health and Human Resources

12. SIGNATURE OF STATE AGENCY OFFICIAL
/S/
13. TYPED NAME
Cynthia B. Jones
14. TITLE
Acting-Director
15. DATE SUBMITTED
3/18/10

16. RETURN TO
Dept. of Medical Assistance Services
600 East Broad Street, #1300
Richmond VA 23219
Attn: Regulatory Coordinator

FOR REGIONAL OFFICE USE ONLY
17. DATE RECEIVED 3-31-2010 18. DATE APPROVED JUN 25 2010

PLAN APPROVED - ONE COPY ATTACHED
19. EFFECTIVE DATE OF APPROVED MATERIAL 01-01-2010 20. SIGNATURE OF REGIONAL OFFICIAL /S/

21. TYPED NAME Ted Gallagher 22. TITLE Associate Regional Administrator
Division of Medicaid and Children's Health Services

23. REMARKS

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of VIRGINIA

COVERAGE AND CONDITIONS OF ELIGIBILITY

Agency*	Citation	Groups Covered
		A. <u>Mandatory Coverage - Categorically Needy and Other Required Special Groups</u> (Continued)
IV-D	1902(a)(10)(E)(i), 1905(p) and 1860D-14(a)(3)(D) of the Act	25. Qualified Medicare beneficiaries-- a. Who are entitled to hospital insurance benefits under Medicare Part A, (but not pursuant to an enrollment under § 1818 of the Act); b. Whose income does not exceed 100 percent of the Federal 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.)
IV-D	1902(a)(10)(E)(ii), 1905(p)(3)(A)(i), 1905(p)and 1860D-14(a)(3)(D) of the Act	26. Qualified disabled and working individuals-- a. Who are entitled to hospital insurance benefits under Medicare Part A under §1818A of the Act; b. Whose income does not exceed 200 percent of the Federal poverty level; and c. Whose resources do not exceed twice the maximum standard under SSI. 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 §§1818 and 1818A of the Act.)

* Agency that determines eligibility for coverage.

TN No. 10-04
Supersedes
TN No. 93-06

Approval Date JUN 25 2010

Effective Date 01-01-10

HCFA ID: 7983E

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of VIRGINIA

COVERAGE AND CONDITIONS OF ELIGIBILITY

Agency*	Citation	Groups Covered
IV-A		A. <u>Mandatory Coverage - Categorically Needy and Other Required Special Groups</u> (Continued)
	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 §1818A of the Act); b. Whose income is at least 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 §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.

TN No. 10-04
Supersedes
TN No. 93-06

Approval Date JUN 25 2010

Effective Date 01/1/10

HCFA ID: 7985E

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of VIRGINIA

COVERAGE AND CONDITIONS OF ELIGIBILITY

Agency*	Citation	Groups Covered
	1634(e) of the Act	A. <u>Mandatory Coverage - Categorically Needy and Other Required Special Groups (Continued)</u>
		29. a. Each person to whom SSI benefits by reason of disability are not payable for any month solely by reason of clause (i) or (v) of Section 1611(e)(3)(A) shall be treated, for purposes of Title XIX, as receiving SSI benefits for the month.
		<input checked="" type="checkbox"/> b. The State applies more restrictive eligibility standards than those under SSI. Individuals whose eligibility for SSI benefits are based solely on disability who are not payable for any months solely by reason of clause (i) or (v) of Section 1611(e)(3)(A) and who continue to meet the more restrictive requirements for Medicaid eligibility under the State Plan, are eligible for Medicaid as categorically needy..

TN No. 10-04
Supersedes
TN No. 93-06

Approval Date JUN 25 2010

Effective Date 01/1/10

HCFA ID: 7985E

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of VIRGINIA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation

Condition or Requirement

7. Resource Standard - Medically Needy
- 1902(a)(10)(C)(i) of the Act
- a. Resource standards are based on family size.
 - b. A single standard is employed in determining 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 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 §1902(a)(10)(E)(i) of the Act, Specified Low-Income Medicare Beneficiaries are 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 two times the SSI resource limit, adjusted annually by the increase in the consumer price index.
- 1905(s) of the Act
9. For qualified disabled and working individuals covered under §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 twice the SSI standard.

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STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State of VIRGINIA

ELIGIBILITY CONDITIONS AND REQUIREMENTS

Citation

Condition or Requirement

10. Excess Resources

- a. Categorically Needy, Qualified Medicare Beneficiaries, Qualified Disabled and Working Individuals, and Qualifying Individuals.

Any excess resources make the individual ineligible.

- b. Categorically Needy Only

This State has a §1634 agreement with SSI. Receipt of SSI is provided for individuals while disposing of excess resources.

- c. Medically Needy

Any excess resources make the individual ineligible.

TN No. 10-04
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