

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
JFK Federal Building, Government Center
Room 2275
Boston, Massachusetts 02203



CENTERS for MEDICARE & MEDICAID SERVICES

Division of Medicaid and Children's Health Operations / Boston Regional Office

March 5, 2010

Robert D. Hofmann, Secretary
Agency of Human Services
103 South Main Street
Waterbury, Vermont 05671-0204

Dear Mr. Hofmann:

We are pleased to enclose a copy of approved State plan amendment (SPA) No. 09-015 with an effective date of July 1, 2009 as requested. The SPA transmitted a proposed amendment to your approved Title XIX State plan to reduce payment rates to non-exempt providers by two percent.

Please note that we are approving this SPA as revised. Your staff revised Attachment 3.1-A, page 3e to clarify that therapists providing rehabilitative therapy services under the home health benefit must meet the qualifications described at 42 CFR 440.110. They also amended Attachment 3.1-A, page 3f to clarify that private duty nursing services are provided (1) in accordance with the requirements of 42 CFR 440.80 and (2) in the home and community settings. Per your staff request, we removed Attachment 3.1-A, page 3e(2) from the State plan since medical social work services are not described at 42 CFR 440.70 and are provided elsewhere in the State plan. We updated blocks 8 and 9 of the Transmittal and Notice of Approval of State Plan Material (CMS-179) to indicate the added plan pages. Finally, we revised blocks 6 and 7 of the CMS-179 to (1) indicate the appropriate statutory citations; and (2) clarify that the Federal budget impact for Federal fiscal years 2009 and 2010 is a net saving.

Please contact Chong Tieng if there are questions. He can be reached at (617) 565-9157.

Sincerely,

/s/

Richard R. McGreal
Associate Regional Administrator

Enclosure

cc: Susan Besio