

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**

SWIFT# 061220124057

**JUN 19 2012**

Nancy V. Atkins, MSN, RNC, NP  
Commissioner  
Bureau for Medical Services  
350 Capitol Street, Room 251  
Charleston, West Virginia 25301-3706

RE: West Virginia State Plan Amendment (SPA) 12-007

Dear Ms Atkins:

We have reviewed State Plan Amendment (SPA) 12-007, in which the State establishes a fee schedule for freestanding birth center services provided on or after April 1, 2012. West Virginia submitted this amendment to comply with Section 2301 of the Affordable Care Act that amends Section 1902(a) of the Social Security Act which includes limited coverage and payment of services to Medicaid members by freestanding birthing center providers. Additionally, this SPA indicates that physicians, midwives, and other licensed practitioners are paid a separate fee for services performed in the freestanding birth center based on a procedure code.

This SPA is acceptable. Therefore, we are approving SPA 12-007 with an effective date of April 1, 2012. Enclosed are the approved SPA pages and signed CMS-179 form.

If you have further questions about this SPA, please contact Margaret Kosherzenko at (215) 861-4288.

Sincerely,

A solid black rectangular box redacting the signature of Francis McCullough.

*for* Francis McCullough  
Associate Regional Administrator

Enclosures