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State/Territory Name: Montana

State Plan Amendment (SPA) #: 24-0017

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
601 E. 12th St., Room 355
Kansas City, Missouri 64106



Medicaid and CHIP Operations Group

August 23, 2024

Rebecca de Camara
Interim Medicaid and Health Services Executive Director/State Medicaid Director
Montana Department of Public Health & Human Services
P.O. Box 4210
Helena, MT 59604

Re: MONTANA State Plan Amendment (SPA) -24-0017

Dear Director de Camara:

The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 24-0017. This amendment proposes to extend the time frame for Targeted Case Management (TCM) for pregnant individuals receiving services after the end of their pregnancy to 12 months to align with the state's extended eligibility coverage of 12 months post-partum for Medicaid-eligible pregnant individuals.

We conducted our review of your submittal according to statutory requirements in Section 1905(a)(10) of the Social Security Act and regulations at 42 CFR 440.100. This letter informs you that Montana's Medicaid SPA TN 24-0017 was approved on August 23, 2024, with an effective date of July 1, 2024.

Enclosed are copies of Form CMS-179 and approved SPA pages to be incorporated into the Montana State Plan.

If you have any questions, please contact Barbara B. Prehmus at (303) 844-7472 or via email at Barbara.Prehmus@cms.hhs.gov.

Sincerely,


Ruth
Hughes -S

Digitally signed by Ruth
Hughes -S
Date: 2024.08.23 11:28:53
-05'00'

Ruth A. Hughes, Acting Director
Division of Program Operations

Enclosures

cc: Carla Rime

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES		1. TRANSMITTAL NUMBER 24 - 0017	2. STATE Montana
		3. PROGRAM IDENTIFICATION: TITLE OF THE SOCIAL SECURITY ACT <p style="text-align: right;">✓ XIX XXI</p>	
TO: CENTER DIRECTOR CENTERS FOR MEDICAID & CHIP SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE 07/01/2024	
5. FEDERAL STATUTE/REGULATION CITATION Section 1902(a)(30)(A) 1902(a)(19) 42 CFR 441.18(8)(i) and 441.18(9)		6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars) a. FFY 2024 \$ 15,220 b. FFY 2025 \$ 15,220	
7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT Supplement 1A Supplement to Attachments 3.1A and 3.1B Service 19a, Targeted Case Management (TCM) Services for High Risk Pregnant Women (HRPW) Page 4 of 6 Pages 1-6 of 6		8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable) Supplement 1A Supplement to Attachments 3.1A and 3.1B Service 19a, Targeted Case Management (TCM) Services for High Risk Pregnant Women (HRPW) Page 4 of 6 Pages 1-6 of 6	
9. SUBJECT OF AMENDMENT Targeted Case Management Services for High-Risk Women receiving services after the end of their pregnancy has been extended to 12 months from 60 days.			
10. 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: <input checked="" type="checkbox"/> Single State Agency	
11. SIGNATURE OF STATE AGENCY OFFICIAL 		15. RETURN TO Montana Department of Public Health and Human Services State Medicaid Director Attn: Medicaid/CHIP Coordinator PO Box 4210, Helena, MT 59601	
12. TYPED NAME Rebecca de Camara			
13. TITLE Acting Medicaid and Health Services Executive Director/State Medicaid Director			
14. DATE SUBMITTED 7/12/2024			
FOR CMS USE ONLY			
16. DATE RECEIVED July 12, 2024		17. DATE APPROVED August 23, 2024	
PLAN APPROVED - ONE COPY ATTACHED			
18. EFFECTIVE DATE OF APPROVED MATERIAL July 1, 2024		19. SIGNATURE OF APPROVING OFFICIAL Ruth Hughes -S Digitally signed by Ruth Hughes -S Date: 2024.08.23 11:29:15 -05'00'	
20. TYPED NAME OF APPROVING OFFICIAL Ruth A. Hughes		21. TITLE OF APPROVING OFFICIAL Acting Director, Division of Program Operations	
22. REMARKS Authorization for Pen & Ink changes to Box 5 statutory citation and to Boxes 7 and 8 to clarify the page numbers and that the correct supplement is Supplement 1A were received via email on 8/12/24 and 8/13/24.			

MONTANA

Target Group (42 Code of Federal Regulations 441.18(8)(i) and 441.18(9)):

[Describe target group and any subgroups. If any of the following differs among the subgroups, submit a separate State plan amendment describing case management services furnished; qualifications of case management providers; or methodology under which case management providers will be paid.]

High Risk Pregnant Women (HRPW) who meet one of the following high risk criteria may be served through 12 months postpartum:

1. *is age 17 or younger;*
2. *is experiencing medical conditions, including mental illness or depression, which indicate the potential for a poor pregnancy outcome;*
3. *abuses alcohol, tobacco, or drugs;*
4. *has someone in their immediate environment who abuses alcohol, tobacco, or drugs;*
5. *is currently in an abusive relationship;*
6. *is homeless or has had multiple residences (>3 during pregnancy); or*
7. *demonstrates an inability to obtain necessary resources and services, and meets 3 of the following criteria:*
 - a. *has a history of physical or sexual abuse;*
 - b. *lacks support system;*
 - c. *is not educated beyond 12th grade or does not have a GED;*
 - d. *has a physical or developmental disability;*
 - e. *has had no prenatal care before or during first 20 weeks of gestation;*
 - f. *has not had a dental cleaning in the past year;*
 - g. *is age 18 or 19;*
 - h. *is age 35 or over;*
 - i. *has limited English proficiency; or*
 - j. *is a migrant worker or has refugee status.*

(X) Target group includes individuals transitioning to a community setting. Case-management services will be made available for up to 180 consecutive days of a covered stay in a medical institution. The target group does not include individuals between ages 22 and 64 who are served in Institutions for Mental Disease or individuals who are inmates of public institutions). (State Medicaid Directors Letter (SMDL), July 25, 2000)

Areas of State in which services will be provided (§1915(g)(1) of the Act):

(X) Entire State

() Only in the following geographic areas (authority of section 1915(g) (1) of the Act is invoked to provide services less that Statewide)

MONTANA

Comparability of Services (§1902(a)(10)(B) and 1915(g)(1):

() Services are provided in accordance with 1902(a)(10)(B) of the Act.

(X) Services are not comparable in amount, duration, and scope (§1915(g)(1)).

Definition of Services (42 CFR 440.169):

Targeted case management services are defined as services furnished to assist individuals, eligible under the State Plan, in gaining access to needed medical, social, educational and other services.

Targeted case management includes the following assistance:

- ❖ **Comprehensive assessment and periodic reassessment of individual needs, to determine the need for any medical, educational, social or other services. These assessment activities include**
 - taking client history;
 - identifying the individual's needs and completing related documentation; and
 - gathering information from other sources such as family members, medical providers, social workers, and educators (if necessary), to form a complete assessment of the eligible individual;
[Specify and justify the frequency of assessments.]
 1. *Face to face assessments occur at least monthly during the pregnancy. Some women may need more frequent assessments depending on the individual level of risk.*
 2. *Re-assessments occur monthly after pregnancy ends (at minimum two times post-partum).*
- ❖ **Development (and periodic revision) of a specific care plan that is based on the information collected through the assessment that**
 - specifies the goals and actions to address the medical, social, educational, and other services needed by the individual;
 - includes activities such as ensuring the active participation of the eligible individual, and working with the individual (or the individual's authorized health care decision maker) and others to develop those goals; and
 - identifies a course of action to respond to the assessed needs of the eligible individual;
- ❖ **Referral and related activities (such as scheduling appointments for the individual) to help the eligible individual obtain needed services including**
 - activities that help link the individual with medical, social, educational providers, or other programs and services that are capable of providing needed services to address identified needs and achieve goals specified in the care plan; and

MONTANA

❖ **Monitoring and follow-up activities:**

- **activities and contacts that are necessary to ensure the care plan is implemented and adequately addresses the eligible individual's needs, and which may be with the individual, family members, service providers, or other entities or individuals and conducted as frequently as necessary, and including at least one annual monitoring, to determine whether the following conditions are met:**
 - **services are being furnished in accordance with the individual's care plan;**
 - **services in the care plan are adequate; and**
 - **changes in the needs or status of the individual are reflected in the care plan. Monitoring and follow-up activities include making necessary adjustments in the care plan and service arrangements with providers. [Specify the type of monitoring and justify the frequency of monitoring.]**

Types of monitoring may include face-to-face, by telephone, and via telehealth. Monitoring will occur as frequently as necessary, to include at least one annual monitoring, according to 42 CFR 440.169(d)(4).

(X) Case management includes contacts with non-eligible individuals that are directly related to identifying the eligible individual's needs and care, for the purposes of helping the eligible individual access services; identifying needs and supports to assist the eligible individual in obtaining services; providing case managers with useful feedback, and alerting case managers to changes in the eligible individual's needs. (42 CFR 440.169(e))

Qualifications of Providers (42 CFR 441.18(a)(8)(v) and 42 CFR 441.18(b)):

[Specify provider qualifications that are reasonably related to the population being served and the case management services furnished.]

Any provider who meets the TCM for High Risk Pregnant Women (HRPW) provider qualifications may furnish TCM services to HRPW:

1. *Experience in the delivery of home and community services to high risk pregnant women;*
2. *Experience working with low-income families, especially pregnant or parenting women and children;*
3. *Demonstrated linkages and referral ability with essential social and health services agencies and individual practitioners in the area to be served;*
4. *Demonstrated knowledge of federal, state and local programs for children and pregnant women such as: Title V programs, WIC, immunizations, perinatal health care, family planning, genetic services, hepatitis B screening, EPSDT, etc.; and nationally recognized perinatal and child health care standards;*
5. *Approval by the Montana Department of Public Health and Human Services (DPHHS);*
6. *An interdisciplinary team that includes members from the professions of nursing, social work and nutrition. With approval from Montana DPHHS, a qualified paraprofessional may also be part of the team. The requirements for the targeted case management team members are as follows:*

MONTANA

- a. *A nurse who is currently licensed in Montana as either:*
 - i. *a registered nurse who also holds a current Montana license, which includes course work in public health; or*
 - ii. *a certified nurse practitioner who also holds a current Montana license;*
 - b. *A social worker with:*
 - i. *a master's degree in social work (MSW) or counseling; or*
 - ii. *a bachelor's degree in social work (BSW) with two years' experience; and*
 - c. *A registered dietitian who also holds a current Montana license as a nutritionist, with one year experience in public health and/or maternal-child health.*
 - d. *If the targeted case management team includes a paraprofessional, that individual must have an Associate Degree in Behavioral Sciences or related field and two years of closely related work experience, and complete a state-sponsored training for paraprofessional case managers. Qualifying experience may be substituted, year for year, for education.*
 - *The paraprofessional must work under the direct supervision of a qualified professional team member, as defined in this subsection, who would conduct a preliminary member assessment and determine the suitability of using a paraprofessional as part of the targeted case management team .*
7. *To accommodate special agency and geographic needs and circumstances, exceptions to the staffing requirements may be allowed if approved by DPHHS. However, the targeted case management provider must directly employ at a minimum either a nurse, social worker, or registered dietitian who also holds a current Montana license as a nutritionist. The other disciplines may be provided through subcontracts.*
- *If services are provided through a subcontractor, the subcontract must be submitted to DPHHS or its designee for review and approval.*

Freedom of Choice (42) CFR 441.18(a)(1):

1. **The State assures that the provision of case management services will not restrict an individual's free choice of providers in violation of section 1902(a)(23) of the Act. Eligible individuals will have free choice of any qualified Medicaid provider within the specified geographic area identified in this plan.**
2. **Eligible individuals will have free choice of any qualified Medicaid providers of other medical care under the plan.**

Freedom of Choice Exception (§1915(g)(1) and 42 CFR 441.18(b)):

() Target group consists of eligible individuals with developmental disabilities or with chronic mental illness. Providers are limited to qualified Medicaid providers of case management services capable of ensuring that individuals with developmental disabilities or with chronic mental illness receive needed services: [Identify any limitations to be imposed on the providers and specify how these limitations enable providers to ensure that individuals within the target groups receive needed services.]

MONTANA

Access to Services (42 CFR 441.18(a)(2), 42 CFR 441.18(a)(3), 42 CFR 441.18(a)(6)):

The State assures the following:

- **Case management (including targeted case management) services will not be used to restrict an individual's access to other services under the plan.**
- **Individuals will not be compelled to receive case management services, condition receipt of case management (or targeted case management) services on the receipt of other Medicaid services, or condition receipt of other Medicaid services on receipt of case management (or targeted case management) services; and**
- **Providers of case management services do not exercise the agency's authority to authorize or deny the provision of other services under the plan.**

Payment (42 CFR 441.18(a)(4)):

Payment for case management or targeted case management services under the plan does not duplicate payments made to public agencies or private entities under other program authorities for this same purpose.

A high risk pregnant woman may temporarily receive targeted case management services from more than one targeted case management provider type if there is a need for more than one targeted case manager due to the complexity of the member's situation, e.g., a high-risk pregnant woman who also has a developmental delay, mental illness, or abuses drugs or alcohol.

Case Records (42 CFR 441.18(a)(7)):

Providers maintain case records that document for all individuals receiving case management as follows: (i) The name of the individual; (ii) The dates of the case management services; (iii) The name of the provider agency (if relevant) and the person providing the case management service; (iv) The nature, content, units of the case management services received and whether goals specified in the care plan have been achieved; (v) Whether the individual has declined services in the care plan; (vi) The need for, and occurrences of, coordination with other case managers; (vii) A timeline for obtaining needed services; (viii) A timeline for reevaluation of the plan.

Limitations:

Case management does not include, and Federal Financial Participation (FFP) is not available in expenditures for, services defined in §440.169 when the case management activities are an integral and inseparable component of another covered Medicaid service (State Medicaid Manual (SMM) 4302.F).

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FFP only is available for case management services or targeted case management services if there are no other third parties liable to pay for such services, including as reimbursement under a medical, social, educational, or other program except for case management that is included in an individualized education program or individualized family service plan consistent with §1903(c) of the Act. (§§1902(a)(25) and 1905(c)) [Specify any additional limitations.]

The following activities may not be billed as targeted case management and are not reimbursable as a unit of targeted case management:

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