



C.L. "BUTCH" OTTER – Governor
RICHARD M. ARMSTRONG – Director

IDAHO DEPARTMENT OF
HEALTH & WELFARE

PAUL J. LEARY - Administrator
DIVISION OF MEDICAID
Post Office Box 83720
Boise, Idaho 83720-0009
PHONE: (208) 334-5747
FAX: (208) 364-1811

August 26, 2013

Carol J.C. Peverly
Associate Regional Administrator
Division of Medicaid and Children's Health Operations
M/S RSX-43
2201 Sixth Avenue
Seattle, WA 98121

Dear Ms. Peverly:

Enclosed is Idaho's State Plan Amendment (SPA) 13-009 regarding Hospice Care for Children. This SPA is in compliance with section 2302 of the Affordable Care Act, entitled "Concurrent Hospice Care for Children". Idaho implemented these changes in September 2010. At that time we had communicated with CMS and were informed that a SPA preprint was not yet available.

Idaho communicated with tribes regarding this change at our quarterly tribal meetings in November 2010 and February 2011. Idaho provided formal tribal notification of this state plan amendment on June 12, 2013.

Please direct questions regarding this State Plan Amendment to Ms. Jeanne Siroky, Alternative Care Coordinator, Division of Medicaid at (208) 364-1897, or by e-mail at sirokyj@dhw.idaho.gov.

Sincerely,

PAUL J. LEARY
Administrator

PJL/rs

Enclosures

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**

1. TRANSMITTAL NUMBER:

2. STATE
IDAHO

FOR: HEALTH CARE FINANCING ADMINISTRATION

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE
SOCIAL SECURITY ACT (MEDICAID)

TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE
3/23/2010 (effective upon enactment of the Affordable Care
Act on March 23, 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:
Section 2302 of the Affordable Care Act

7. FEDERAL BUDGET IMPACT:
FFY 2013: \$0
FFY 2014: \$0

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:
Attachment 3.1-A, page 7
Attachment 3.1-B, page 6

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (*If Applicable*):
Attachment 3.1-A, page 7
Attachment 3.1-B, page 6

10. SUBJECT OF AMENDMENT:

This amendment removes the prohibition of curative treatment upon the election of hospice benefit of a Medicaid or CHIP eligible child. States are required to provide all medically necessary services, including hospice, to individuals under age 21.

11. GOVERNOR'S REVIEW (*Check One*):

GOVERNOR'S OFFICE REPORTED NO COMMENT OTHER, AS SPECIFIED:
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME:
Paul J. Leary

14. TITLE:
Administrator

15. DATE SUBMITTED: 8-27-13

16. RETURN TO:

Paul J. Leary, Administrator
Idaho Department of Health and Welfare
Division of Medicaid
PO Box 83720
Boise ID 83720-0009

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED:

18. DATE APPROVED:

PLAN APPROVED – ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPED NAME:

22. TITLE:

23. REMARKS:

State/Territory: Idaho

AMOUNT, DURATION AND SCOPE OF MEDICAL AND REMEDIAL CARE AND
SERVICES PROVIDED TO THE MEDICALLY NEEDY

c. Intermediate care facility services.

/X / Provided /X / No limitation // With limitations*

15. a. Intermediate care facility services (other than such services in an institution for mental diseases) for persons determined in accordance with section 1902(a)(31)(A) of the Act, to be in need of such care.

/X / Provided /X / No limitation // With limitations*

b. Including such services in a public institution (or district part thereof) for the mentally retarded or persons with related conditions.

/X / Provided: /X / No limitation // With limitations*

16. Inpatient psychiatric facility services for individuals under 22 years of age.

/X / Provided: /X / No limitation // With limitations*

17. Nurse-midwife services.

/X / Provided : /X / No limitation // With limitations*

18. Hospice care (in accordance with section 1905(o) of the Act).

/X / Provided: // No limitation /X / Provided in accordance with section 2302 of the
Affordable Care Act
// With limitations*

*Description provided on attachment-

State/Territory Idaho
AMOUNT, DURATION AND SCOPE OF MEDICAL
AND REMEDIAL CARE AND SERVICES PROVIDED

15. a. Intermediate care facility services (other than such services in an institution for mental diseases) for persons determined in accordance with section 1902(a)(31)(A) of the Act, to be in need of such care.

Provided No limitations

With limitations* Not Provided:

b. Including such services in a public institution (or distinct part thereof) for the mentally retarded or persons with related conditions.

Provided No limitations

With limitations* Not Provided:

16. Inpatient psychiatric facility services for individuals under 22 years of age.

Provided No limitations

With limitations* Not Provided:

17. Nurse-midwife services

Provided No limitations

With limitations* Not Provided:

18. Hospice care (in accordance with section 1905(o) of the Act).

Provided No limitations Provided in accordance with section 2302 of the Affordable Care Act

With limitations* Not Provided:

*Description provided on attachment



C.L. "BUTCH" OTTER – Governor
RICHARD M. ARMSTRONG – Director

IDAHO DEPARTMENT OF
HEALTH & WELFARE

PAUL J. LEARY - Administrator
DIVISION OF MEDICAID
Post Office Box 83720
Boise, Idaho 83720-0009
PHONE: (208) 334-5747
FAX: (208) 364-1811

June 12, 2013

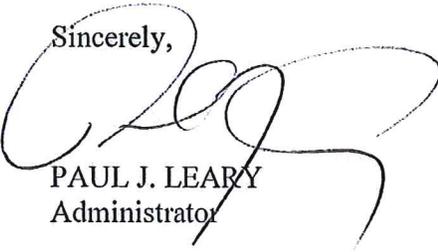
Dear Tribal Representative:

This letter is a notice that Idaho Medicaid intends to submit a State Plan Amendment (SPA) to the Centers for Medicare and Medicaid Services (CMS). The amendment is in accordance with section 2302 of the Affordable Care Act, entitled "Concurrent Care for Children," which amends sections 1905(o)(1), and 2110(a)(23), of the Social Security Act to remove the prohibition of receiving curative treatment upon the election of the hospice benefit by or on behalf of a Medicaid or Children's Health Insurance Program (CHIP) eligible child. This means parents will no longer be required to forego curative treatment for their child if they choose hospice.

Idaho Medicaid has already made these changes effective March 23, 2010, to comply with the Affordable Care Act. We have discussed this change with tribal representatives as part of our policy presentations at our quarterly tribal meetings in 2010. The SPA is being submitted to ensure that our formal agreement with the federal government accurately reflects our practice and compliance with Medicaid program requirements.

Should you have any questions or comments about this letter or upcoming SPA, please contact Arla Farmer, Alternative Care Coordinator, Division of Medicaid at (208) 364-1958, or by e-mail at FarmerA@dhw.idaho.gov.

Sincerely,



PAUL J. LEARY
Administrator

PJL/tm