

South Dakota Medicaid State Plan Amendments and 1115 Demonstration Applications

As of April 23, 2024

State plan amendments are available on our website at <https://dss.sd.gov/medicaid/medicaidstateplan.aspx>

SPAs in Tribal Consultations				
SPA #	SPA Description	Date Effective	Tribal Consultation Start Date	Date Public Comment Period Ends
24-0009	Substance Use Disorder Treatment Coverage <i>Restores permanent coverage of substance use disorder (SUD) services provided to eligible individuals in institutions for mental disease (IMDs).</i>	10/01/23	04/02/24	05/02/24

Anticipated SPAs	
SPA Description	Anticipated Start of Tribal Consultation
SFY25 Provider Inflationary Increase <i>Implements the provider inflationary rate increases appropriated by the state legislature during the 2024 legislative session.</i>	June 2024
Care Coordination Supplemental Payment <i>Updates the care coordination provider list and supplemental payment amounts.</i>	May 2024

SPAs Being Prepared for CMS Submission				
SPA #	SPA Description	Date Effective	Tribal Consultation Start Date	Date Public Comment Period Ends
24-0008	Prescription Drug Coverage <i>Allows for coverage of select over-the-counter drugs manufactured by a firm that does not have a signed rebate agreement with the United States Department of Health and Human Services, including iron supplements for pregnant women. The SPA also allows for South Dakota Medicaid to enter into value-based agreements with manufacturers on a voluntary basis.</i>	04/01/24	03/18/24	04/17/24

SPAs in CMS Review					
SPA #	SPA Description	Date Effective	Tribal Consultation Start Date	Tribal Consultation End Date	Date Submitted to CMS
23-0006	Continuous Coverage Eligibility for Children - CHIP <i>Provides 12 months of continuous eligibility (CE) for children under the age of 19 in CHIP as required by Section 5112 of the Consolidated Appropriations Act, 2023.</i>	01/01/24	01/22/24	02/21/24	03/04/24

Approved SPAs

SPA #	SPA Description	Date Effective	Tribal Consultation Start Date	Tribal Consultation End Date	Date Submitted to CMS	Date Approved
24-0003	Community Mental Health Worker Qualifications <i>Updates the provider qualifications for CMHC staff members providing certain direct services and support to clients from an associate degree to a high school diploma or equivalent with clinical supervision to align with revised state standards for services provided by a CMHC.</i>	02/01/24	01/22/24	02/21/24	03/04/24	03/11/24
24-0005	Adult Vaccine Coverage - ABP <i>Aligns the Alternative Benefit Plan (Expansion group) with the South Dakota State Plan amendment 24-0019 to cover adult vaccinations and their administration without cost sharing as required by section 11405 of the Inflation Reduction Act (IRA).</i>	10/01/23	01/16/24	02/15/24	03/02/24	04/04/24
24-0002	Pregnancy Health Home SPA - ABP <i>Aligns the Alternative Benefit Plan (Expansion group) with the South Dakota State Plan amendment 24-0001 to cover a primary care case management program for pregnant Medicaid recipients to improve health outcomes for mom and baby.</i>	04/01/24	12/27/23	01/26/24	02/05/24	04/04/24
24-0001	Pregnancy Health Home SPA - Medicaid <i>Establishes a pregnancy primary care case management program in the Medicaid State Plan for pregnant Medicaid recipients to improve health outcomes for mom and baby.</i>	04/01/24	12/27/23	01/26/24	02/02/24	03/14/24
24-0023	Continuous Coverage Eligibility - Medicaid <i>Provides 12 months of continuous eligibility (CE) for children under the age of 19 in Medicaid as required by Section 5112 of the Consolidated Appropriations Act, 2023.</i>	01/01/24	12/27/23	01/26/24	02/01/24	02/26/24
24-0022	Reasonable Classification for Children - PCCM <i>Clarifies that children under age 21 with non-IV-E adoption assistance or with an income above 133% of the federal poverty level are exempt from the PCCM program.</i>	11/01/23	10/16/26	11/15/23	12/01/23	02/26/24
24-0021	Reasonable Classification for Children - Eligibility <i>Clarifies that children under age 21 with non-IV-E adoption assistance or with an income above 133% of the federal poverty level are eligible for Medicaid coverage consistent with historical interpretation.</i>	11/01/23	10/16/23	11/15/23	12/01/23	02/26/24
24-0020	Adult Vaccine Coverage - CHIP <i>Provides assurance of Medicaid coverage of vaccines and their administration for adults without cost sharing as required by section 11405 of the Inflation Reduction Act (IRA).</i>	10/01/23	11/06/23	12/06/23	12/29/23	01/23/24
24-0019	Adult Vaccine Coverage - Medicaid <i>Provides assurance of Medicaid coverage of vaccines and their administration for adults without cost sharing as required by section 11405 of the Inflation Reduction Act (IRA).</i>	10/01/23	09/25/23	10/25/23	11/06/23	01/24/24
24-0012	Nursing Facility Reimbursement <i>Proposes to move Medicaid from the Resource Utilization Group III (RUG III) reimbursement model to the Patient Driven Payment Model (PDPM) reimbursement model for Nursing Facility services.</i>	07/01/23	04/24/23	05/24/23	06/06/23	01/30/24

1115 Waiver Demonstrations

1115 Description	Date Submitted to CMS
Career Connector <i>Promotes work and community engagement for adults recipients age 19-59 living in Minnehaha and Pennington County.</i>	08/18/18
Improving American Indian Health <i>Requests expansion of the IHS network to include Urban Indian Health Clinics in Pierre and Sioux Falls as well as FQHCs located in Mission and Rapid City.</i>	04/15/19



South Dakota
Department of
Social Services

DEPARTMENT OF SOCIAL SERVICES

DIVISION OF MEDICAL SERVICES
700 GOVERNORS DRIVE
PIERRE, SD 57501-2291
PHONE: 605.773.3495
FAX: 605.773.5246
WEB: dss.sd.gov

April 2, 2024

RE: South Dakota Medicaid Plan Amendment # SD-24-0009

The South Dakota Department of Social Services intends to amend the South Dakota Medicaid State Plan regarding substance use disorder treatment services. The SPA restores permanent coverage of substance use disorder (SUD) services provided to eligible individuals in institutions for mental disease (IMDs) formerly allowed under the SUPPORT Act which sunset on September 30, 2023. The SPA amends page 1 of Attachment 3.1-M of the Medicaid State Plan by removing the end date on this service. The Department intends to make this SPA effective October 1, 2023 in accordance with Section 204 of the Consolidated Appropriations Act (CCA), 2024.

These services are currently covered by the Department of Social Services, Division of Behavioral Health. Coverage under the Medicaid state plan represents a cost savings to the state due to the federal match. The department estimates the cost of a full year of services associated with this SPA to be \$750,717 in State funds and \$1,125,138 in Federal funds, totaling \$1,875,855 in Federal Fiscal Year 2024 (October 1, 2023 to September 30, 2024) and \$750,717 in State funds and \$1,125,138 in Federal funds, totaling \$1,875,855 in Federal Fiscal Year 2025 (October 1, 2024 to September 30, 2025).

The SPAs are available to view on the department's website at <http://dss.sd.gov/medicaid/medicaidstateplan.aspx>. Copies of the proposed SPA pages are also available at the Department of Social Services, Division of Medical Services. Written requests for a copy of these changes, and corresponding comments, may be emailed to MedicaidSPA@state.sd.us or sent to:

DIVISION OF MEDICAL SERVICES
DEPARTMENT OF SOCIAL SERVICES
700 GOVERNORS DRIVE
PIERRE, SD 57501-2291

The public comment period will start April, 2 2024, and end May 2, 2024.

Sincerely,

A handwritten signature in blue ink, appearing to read 'Matt Ballard', is positioned above the typed name.

Matthew Ballard
Deputy Director
Division of Medical Services
South Dakota Department of Social Services

CC: Matt Althoff, Cabinet Secretary
Heather Petermann, Director

Medicaid and CHIP State Plan Amendment Proposal

Transmittal Number: SD-24-0009

Effective Date: 10/1/2023

Brief Description: Restores permanent coverage of substance use disorder (SUD) services provided to eligible individuals in institutions for mental disease (IMDs).

Area of State Plan Affected: Attachment 3.1-M

Page(s) of State Plan Affected: Page 1

Estimate of Fiscal Impact, if Any: Cost savings to the State due to current coverage by the Department of Social Services, Division of Behavioral Health with general funds. Estimated total costs of a full year are: FFY24: \$1,875,855.00 and FFY25: \$1,875,855.00.

Reason for Amendment: Permanent coverage as a state plan option was made allowable by Section 204 of the Consolidated Appropriations Act 2024, signed into law on March 9, 2024.

PUBLIC NOTICE

South Dakota Medicaid Program

Notice is hereby given that the South Dakota Department of Social Services intends to amend the South Dakota Medicaid State Plan regarding substance use disorder treatment services. The SPA restores permanent coverage of substance use disorder (SUD) services provided to eligible individuals in institutions for mental disease (IMDs) formerly allowed under the SUPPORT Act which sunset on September 30, 2023. The SPA amends page 1 of Attachment 3.1-M of the Medicaid State Plan by removing the end date on this service. The Department intends to make this SPA effective October 1, 2023 in accordance with Section 204 of the Consolidated Appropriations Act (CCA), 2024.

These services are currently covered by the Department of Social Services, Division of Behavioral Health. Coverage under the Medicaid state plan represents a cost savings to the state due to the federal match. The department estimates the cost of a full year of services associated with this SPA to be \$750,717 in State funds and \$1,125,138 in Federal funds, totaling \$1,875,855 in Federal Fiscal Year 2024 (October 1, 2023 to September 30, 2024) and \$750,717 in State funds and \$1,125,138 in Federal funds, totaling \$1,875,855 in Federal Fiscal Year 2025 (October 1, 2024 to September 30, 2025).

The SPA is available to view on the department's website at <http://dss.sd.gov/medicaid/medicaidstateplan.aspx>. Copies of the proposed SPA pages are also available at the Department of Social Services, Division of Medical Services. Written requests for a copy of these changes, and corresponding comments, may be emailed to MedicaidSPA@state.sd.us or sent to:

DIVISION OF MEDICAL SERVICES
DEPARTMENT OF SOCIAL SERVICES
700 GOVERNORS DRIVE
PIERRE, SD 57501-2291

The public comment period will start April, 2 2024, and end May 2, 2024.

State/Territory: South Dakota

State Option to Provide Medicaid Coverage for Certain Individuals with Substance Use Disorders who are Patients in Certain Institutions for Mental Diseases

South Dakota Medicaid covers substance use disorder treatment services provided to eligible individuals in an eligible institution for mental disease (IMD) in accordance with Section 1915(l) of the Social Security Act.

Eligible Individuals

Eligibility is limited to Medicaid recipients age 21 through 64 who have at least one substance use disorder and reside in an eligible IMD primarily to receive withdrawal management or substance use disorder treatment services.

General Assurances

The State provides the following assurances regarding the scope of IMD services:

1. Coverage is limited to services provided after October 1, 2019.
2. Coverage is limited to a maximum of 30 days per 12-month period per eligible individual from the date an eligible individual is first admitted to an eligible IMD.

IMD Assurances

The State provides the following assurances regarding eligible IMDs:

1. Eligible IMDs follow reliable evidence-based practices and offer at least two forms of medication-assisted treatment (MAT) onsite, including one antagonist and one partial agonist for opioid use disorder. The State ensures IMDs meet these requirements through standards established by the State's Single State Agency for Substance Abuse Services for providers.
2. Eligible IMDs provide services at lower levels of clinical intensity or establish relationships with Medicaid-enrolled providers offering services at lower levels of care. The State ensures IMDs meet these requirements through standards established by the State's Single State Agency for Substance Abuse Services for providers.

Evidence-Based Clinical Screening Assurance

The State provides the following assurance regarding evidence-based clinical screenings:

1. Eligible individuals receive an appropriate evidence-based clinical screening prior to receiving services in an eligible IMD, including initial and periodic reassessments to determine the appropriate level of care, length of stay, and setting for each individual. Eligible IMDs are required to perform an integrated assessment. The integrated assessment includes both functional and diagnostic components. The assessment shall