

# PUBLIC NOTICE

## South Dakota Medicaid Program

Notice is hereby given that the South Dakota Department of Social Services intends to submit an 1115 Demonstration Waiver (“waiver”) to the Center for Medicare & Medicaid Services (“CMS”) to continue to provide Medicaid coverage for youth who aged out of foster care in a different state and now reside in South Dakota. This group is currently covered under the Medicaid state plan. CMS has provided guidance indicating that states should use 1115 Demonstration Waiver authority to cover these individuals.

To be eligible for Medicaid coverage under the waiver an individual must meet the following criteria:

- Be a citizen of the United States, or have a non-citizen status that qualifies for federally funded Medicaid;
- Be a South Dakota resident;
- Are under the age of 26;
- Are not otherwise mandatorily eligible for coverage under the state plan;
- Were in foster care under the responsibility of another state and were enrolled in Medicaid under another state’s state plan or 1115 demonstration when they turned 18 or at the time of aging out of the state’s foster care program; and
- Have an income less than 182% of the Federal Poverty Level.

South Dakota has provided Medicaid coverage for youth who aged out of foster care in a different state and now reside in South Dakota since January 1, 2014. During this time 8 youths have had Medicaid coverage through this eligibility group. As of July 7, 2017 3 youths were covered through this eligibility group. The state estimates that a similar number of youth will be covered under this eligibility group going forward.

Youths eligible for coverage under the waiver will continue to have the same benefit coverage, cost sharing, and delivery system as those with full coverage under the Medicaid state plan. The goal and objective of the waiver is to continue to provide Medicaid coverage to youth who aged out of foster care in a different state, now reside in South Dakota, and meet all of the eligibility criteria. The state will conduct analysis on no less than an annual basis to determine the number of individual with Medicaid coverage under this waiver. This analysis will allow the state test its hypothesis that the waiver will maintain access to Medicaid coverage for former foster care youth that meet the eligibility criteria. The waiver application requests 1115(a)(2) expenditure authority to cover former foster care youth. The non-federal share of expenditures for this eligibility group will continue to be financed through state general funds.

The following two public hearings will be conducted:

August 29, 2017  
3:00 PM to 4:00 PM CST  
Kneip Building  
Kneip 1 Conference Room

700 Governors Drive  
Pierre, SD 57501-2291

September 1, 2017  
8:00 AM to 9:00 AM CST  
DSS Sioux Falls Office  
Pasque Conference Room  
811 E. 10<sup>th</sup> Street  
Sioux Falls, SD 57103-1650

Commenters may appear at the hearings telephonically by calling (866) 410-8397 and entering conference code 6256779181.

A copy of the proposed waiver is available on the Department's website at <http://dss.sd.gov/medicaid/medicaidstateplan.aspx>. Comments may be emailed to [Matthew.Ballard@state.sd.us](mailto:Matthew.Ballard@state.sd.us). Written requests for a copy of the waiver, and corresponding comments, may also be sent to:

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

The comment period ends September 28, 2017. All comments should be submitted before or on this date.