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Strong Families - South Dakota's Foundation and Our Future

April 15, 2019

Mary Mayhew
Center for Medicare and Medicaid Services
75000 Security Boulevard
Baltimore, MD 21244

Re: 1115 Demonstration Application

Dear Ms. Mayhew:

Please find enclosed South Dakota's 1115 Demonstration application titled "Improving American Indian Health in South Dakota." South Dakota's demonstration application proposes to develop an alternative service delivery model to target access to primary care services for American Indians. This model would test alternative means of delivering healthcare through existing facilities in population centers that serve high percentages of American Indians and provide culturally competent services to American Indians to improve primary care health outcomes.

South Dakota proposes to use FQHCs and Urban Indian Health Clinics to provide services to dual Medicaid and IHS eligibles. FQHCs will be reimbursed a cost based uniform rate. To the extent necessary to permit the state to operate the demonstration South Dakota requests authority under 42 CFR §4331.10(c)(2) to reimburse FQHCs in the demonstration with 100% FFP for services provided to American Indians.

Through this alternative delivery model South Dakota seeks to increase access to culturally competent primary care, enhance the ability of Indian Health Service in South Dakota to serve American Indians statewide by encouraging linkages between the Indian Health Service and non-IHS health care delivery systems in South Dakota, reduce unmet healthcare needs for American Indians in South Dakota, and decrease non-emergent emergency department usage and inpatient hospitalizations.

If you have any questions regarding this demonstration application, please contact Sarah Aker, Deputy Director of the Division of Medical Services via email at sarah.aker@state.sd.us or via telephone at (605) 773-3495.

Sincerely,



William Snyder
Director
Division of Medical Services
South Dakota Department of Social Services

CC: M. Greg DeSautel, MD, Cabinet Secretary
Brenda Tidball-Zeltinger, Deputy Secretary
Sarah Aker, Deputy Director

Improving American Indian Health
in South Dakota
1115 Waiver Proposal

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Program Description

1. Provide a summary of the proposed Demonstration program, and how it will further the objectives of title XIX and/or title XXI of the Social Security Act (the Act).

Access to Indian Health Service (IHS) is limited in South Dakota. Although IHS provides an array of healthcare services, not all services are available in every community and specialized physician and hospital services are especially limited. Staffing challenges within IHS strain the ability of IHS to provide a consistent source of primary care. Additionally, IHS providers are geographically distant from the state's large population centers, creating barriers to healthcare access for American Indians living in those communities.

South Dakota proposes to develop an alternative service delivery model to target access to primary care services for American Indians. This model would test alternative means of delivering healthcare through existing facilities in population centers that serve high percentages of American Indians and provide culturally competent services to American Indians to improve primary care health outcomes. South Dakota proposes to use FQHCs and Urban Indian Health Clinics to provide services to dual Medicaid and IHS eligibles. FQHCs will be reimbursed a cost based uniform rate. To the extent necessary to permit the state to operate the waiver South Dakota requests authority under 42 CFR §4331.10(c)(2) to reimburse FQHCs in the demonstration with 100% FFP for services provided to American Indians. Through this alternative delivery model South Dakota seeks to increase access to culturally competent primary care, enhance the ability of Indian Health Service in South Dakota to serve American Indians statewide by encouraging linkages between the Indian Health Service and non-IHS health care delivery systems in South Dakota, reduce unmet healthcare needs for American Indians in South Dakota, and decrease non-emergent emergency department usage and inpatient hospitalizations.

Providers participating in the demonstration will be required to report outcomes to South Dakota Medicaid and share population health data with Great Plains Indian Health Service. Providers participating in the demonstration will be required to integrate culturally competent care into their clinics. South Dakota will develop a core curriculum with assistance from Great Plains Tribal Chairman's Health Board. Culturally competent care training will include:

- Care Delivery
- Targeted Health Education Materials
- Staffing and Hiring Decisions
- Employee Onboarding and Ongoing Training
- Patient Satisfaction

The specific goals of this proposal are to:

1. Improve access to culturally competent primary care sources for American Indians enrolled in SD Medicaid.
2. Improve health outcomes for American Indians enrolled in SD Medicaid.
3. Decrease non-emergent emergency department utilization and inpatient hospitalizations.

South Dakota proposes that successful implementation of an alternative service delivery model will result in improved access, capacity, and appropriate utilization.

2. Include the rationale for the Demonstration.

American Indians living in South Dakota experience high rates of poverty and significant health disparities when compared to other South Dakotans as well as other American Indians in the United States.

- American Indians in South Dakota are more likely to be in poverty, have lower household incomes, and be without health insurance when compared to other South Dakotans.
- American Indians in South Dakota have lower household incomes, a higher percentage of families and children in poverty than American Indians nationally.

TABLE 1: SELECTED POPULATION CHARACTERISTICS¹

	Year Measured	South Dakota		National	
		AI/AN	All Races	AI/AN	All Races
Median Household Income	2015	\$28,726	\$53,017	\$38,530	\$55,775
% of families in poverty	2015	37.4%	8.3%	21.6%	11.3%
% of children under 18 in poverty	2015	50.8%	18.1%	33.8%	20.7%
% without health insurance coverage	2015	34.2%	10.2%	20.7%	9.4%
% who owned their own homes	2015	38.9%	68.2%	53.1%	63.0%
% with no vehicle available	2015	18.1%	5.3%	13.7%	8.9%

- American Indians in South Dakota have higher birth rates than other South Dakotans and other American Indians; data shows that infant mortality is higher than it is for other American Indians as well as the total population.
- American Indians also have a much lower median age at death compared to other South Dakotans. The median age at death for American Indians in South Dakota is lower than the national life expectancy for American Indians and the total population.

TABLE 2: SELECTED HEALTH STATISTICS

	Year Measured	South Dakota		National	
		AI/AN	All Races	AI/AN	All Races
Total Live Births ² (per 1,000 population)	2014	24.9	14.4	9.9	12.5
Infant Mortality ^{3,4} (per 1,000 live births)	2013	11.25	6.53	7.61	5.96
Median Age at Death ⁵	2015	56	80	--	--
Life Expectancy ⁶	2014	--	--	73.7	78.9

¹ United States Census Bureau, Selected Population Profile in the United States, American Indian and Alaskan Native and Total Population, 2015

² South Dakota Department of Health (2015). At a Glance. <http://doh.sd.gov/statistics/2015Vital/default.aspx>

³ South Dakota Vital Statistics Report: A State and County Comparison of Leading Health Indicators (2013). Infant mortality. <https://doh.sd.gov/statistics/2013Vital/InfantMortality.pdf>

⁴ National Vital Statistics Report Volume 64, Number 9: Infant Mortality Statistics from the 2013 Period Linked Birth/Infant Data Set: https://www.cdc.gov/nchs/data/nvsr/nvsr64/nvsr64_09.pdf

⁵ South Dakota Department of Health (2015). At a Glance. <http://doh.sd.gov/statistics/2015Vital/default.aspx>

⁶ Indian Health Services (2016). Disparities: <https://www.ihs.gov/newsroom/factsheets/disparities/>

The Helmsley Charitable Trust found that American Indians experience more adverse childhood experiences (ACE) than their non-American Indian counterparts.⁷ Adverse childhood experiences (ACEs) are potentially traumatic events that can have negative, lasting effects on health and well-being.⁸ In fact, when focusing on an ACE score of 5 or greater, the prevalence for American Indians (23.5%) is more than triple that of non-American Indians (7%). Similarly, the absence of ACEs is important to consider; while one half of non-American Indian participants had never had an ACE, less than 17% of American Indians reported the same answer.

Stark racial disparities continue into adulthood in terms of morbidity, mortality and access to care. American Indian population exhibits higher rates of diabetes, asthma, high blood pressure, heart disease, and high cholesterol, when compared to the general population rates in South Dakota.⁹ For example, the rate of obesity (BMI ≥ 30.0) for American Indians is 39% compared to 29% for white South Dakotans.¹⁰ Furthermore, many behavioral health issues are also more prevalent among American Indians including depression, anxiety, and PTSD. The prevalence of both depression and PTSD is double among American Indians. Notably, regarding mortality rates, the median age of death is 56 years of age for American Indians and 80 years for the total population; the disparity between median ages is true among many common conditions.¹¹ The total population experiences higher median ages of death than American Indians for the following conditions: heart disease, malignant neoplasms, accidents, chronic lower respiratory diseases, cerebrovascular diseases, Diabetes Mellitus, and suicide. While the vast majority (96.1%) of American Indians can access care, only 43.4% have a personal doctor, which is considerably lower than the general South Dakota population (77.4%).¹² Similarly, American Indians tend to have greater unmet medical, prescription and mental health needs than their counterparts.

American Indians are also often disproportionately affected by health related factors. For example, the majority of the homeless and housing insecure study participants in South Dakota self-identify as American Indian.¹³ Tobacco and marijuana use are significantly higher among American Indians when compared to the rest of South Dakota. From 2011-2015, the Behavioral Risk Factor Surveillance System (BRFSS) showed that while fewer American Indians had consumed alcohol in the past month (59% of whites compared to 39% of American Indians), more American Indians reported binge drinking (23%) than whites (19%).¹⁴ In addition, 45% of American Indian South Dakotans currently smoke cigarettes compared to only 18% of the white population.¹⁵

American Indian health disparities are intensified by limited access to IHS in South Dakota. Staffing challenges within IHS strain the ability of IHS to provide a consistent source of primary care. IHS has experienced quality of care challenges that have caused hospital and

⁷ The Helmsley Charitable Trust. Focus on South Dakota: A Picture of Health. Accessed on December 10, 2015 from: <http://helmsleytrust.org/publication/focus-south-dakota-picture-health>.

⁸ Sacks, V. et al. Adverse Childhood Experiences: National and State Prevalence. Child Trends. Accessed on December 10, 2015 from: http://www.childtrends.org/wp-content/uploads/2014/07/Brief-adverse-childhood-experiences_FINAL.pdf

⁹ The Helmsley Charitable Trust. Focus on South Dakota: A Picture of Health. Accessed on August 16, 2017 from: <http://helmsleytrust.org/publication/focus-south-dakota-picture-health>.

¹⁰ The Health Behaviors of South Dakotans, 2015. A report of the South Dakota Behavioral Risk Factor Surveillance System, South Dakota Department of Health; <http://doh.sd.gov/statistics/2015BRFSS/default.aspx>

¹¹ South Dakota Vital Statistics Report: A State and County Comparison of Leading Health Indicators (2015). Mortality. Accessed on August 16, 2017 from: <http://doh.sd.gov/statistics/2015Vital/Mortality.pdf>

¹² The Helmsley Charitable Trust. Focus on South Dakota: A Picture of Health. Accessed on August 16, 2017 from: <http://helmsleytrust.org/publication/focus-south-dakota-picture-health>.

¹³ *Ibid.*

¹⁴ The Health Behaviors of South Dakotans 2015. Alcohol Use. Accessed on August 16, 2017 from: <http://doh.sd.gov/statistics/2015BRFSS/Alcohol.pdf>

¹⁵ The Health Behaviors of South Dakotans 2015. Tobacco Use. Accessed on August 16, 2017 from: <http://doh.sd.gov/statistics/2015BRFSS/Tobacco.pdf>

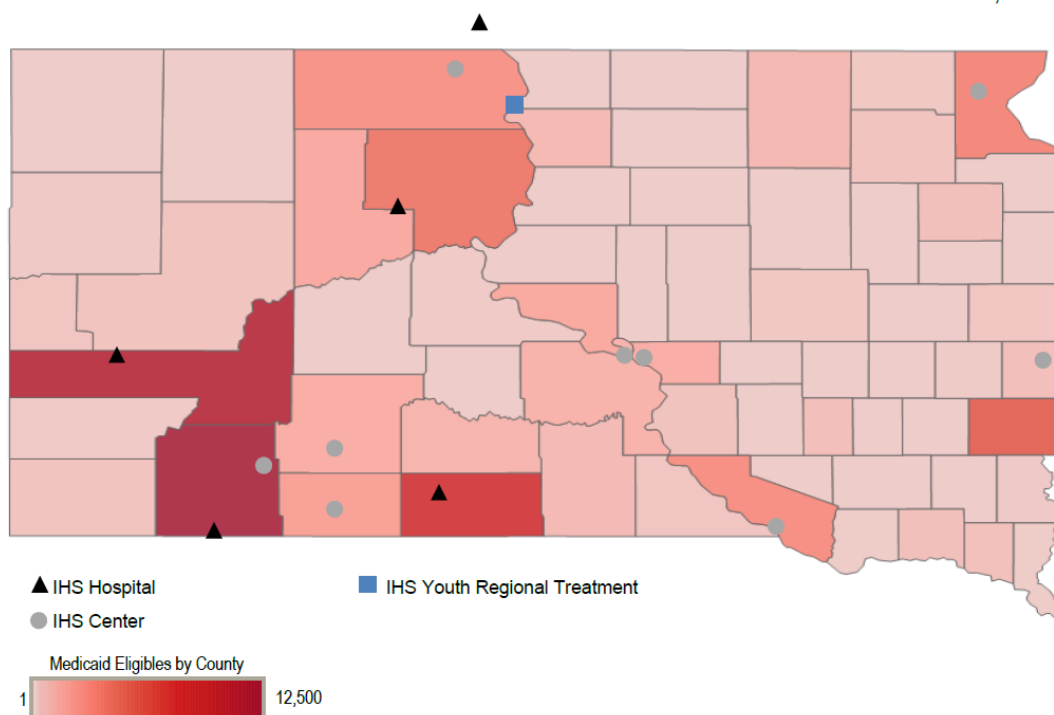
emergency room closures in South Dakota. The closures followed federal inspections by the Centers for Medicare and Medicaid Services identifying issues related to patient safety. The Rosebud emergency room closure in December 2015 required patients seeking care to travel more than 50 miles to the next closest emergency room for the seven months of the closure. Between December 2015 and July 2016, five individuals died while being transferred to hospitals and two women gave birth in ambulances on the road. Additionally, the CMS reviews at Pine Ridge Hospital, Rosebud Hospital, and Sioux San Hospital put the hospitals at risk of losing CMS certification. The Pine Ridge IHS Hospital lost CMS certification and was terminated from both Medicare and Medicaid in November 2018. The Rosebud Sioux Tribe filed a lawsuit against Indian Health Service over the emergency room closure, citing that IHS has not met the federal government's obligations to provide adequate health care to American Indians and has violated the Treaty of Fort Laramie as well as the 1921 Snyder Act and the 1976 Indian Health Care Improvement Act. South Dakota's utilization statistics indicate that care at IHS is decreasing while overall American Indian Medicaid eligibles continue to grow. This trend supports the need for a model that addresses the challenges associated with care delivered at IHS in South Dakota.

TABLE 3: IHS EXPENDITURES AND AMERICAN INDIAN MEDICAID RECIPIENTS IN SOUTH DAKOTA

	SFY13	SFY14	SFY15	SFY16	SFY17
IHS Expenditures	\$72,080,678	\$72,758,205	\$70,265,060	\$69,798,392	\$69,397,643
Total Unduplicated American Indian Medicaid Recipients	32,904	39,942	45,922	51,135	52,658

IHS is geographically distant from the state's large population centers and even some communities within South Dakota's nine American Indian reservations. The gaps in IHS coverage in South Dakota create barriers to healthcare access for American Indians living in those communities. The map below shows the locations of American Indian eligibles by county in relation to the location of IHS health centers and hospitals.

SOUTH DAKOTA MEDICAID AMERICAN INDIAN ELIGIBLES AND IHS LOCATIONS BY COUNTY, SF2017



The state intends to add to the IHS care network through the proposed demonstration, which would utilize FQHCs to broaden the network of culturally competent primary care providers for American Indians. The demonstration also proposes to give demonstration providers the same status as IHS allowing them to refer and coordinate care for a recipient in the IHS network.

3. Describe the hypotheses that will be evaluated during the Demonstration's approval period and the plan by which the state will use to test them.

Hypothesis: If South Dakota utilizes an alternative delivery model to broaden the IHS network through the use of FQHCs to provide culturally competent care to American Indians then access to primary care will increase, non-emergent ED use and inpatient hospitalization will decrease, and health outcomes will improve.

South Dakota proposes the following goals for measurement in the demonstration:

Goal 1: Improve access to culturally competent primary care sources for American Indians enrolled in SD Medicaid.

Hypothesis	Proposed Measures	Data Sources
The demonstration will maintain or improve patient satisfaction with care.	Getting Timely Appointments, Care, and Information How Well Providers Communicate With Patients	CAHPS
The demonstration will maintain or increase access to behavioral health services.	Alcohol Screening Screening, Brief Intervention and Referral to Treatment (SBIRT) Depression Screening	UDS, GPRA UDS, GPRA UDS, GPRA
The demonstration will maintain or improve patient perception of provider and office staff respect for the patient.	Provider showed respect for what patient had to say Clerks and receptionists were courteous and respectful	CAHPS
The demonstration will maintain or improve cultural competency practices.	Report of cultural competency trainings and activities	Administrative

Goal 2: Improve health outcomes for American Indians enrolled in SD Medicaid.

Hypothesis	Proposed Measures	Data Sources
The demonstration will maintain or improve health outcomes and chronic disease management for at-risk populations.	Controlling High Blood Pressure Diabetes Glycemic Control	UDS, GPRA UDS, GPRA
The demonstration will maintain or increase the use of preventive services.	Childhood Immunization Status Dental Sealants Cancer Screening Tobacco Screening & Cessation	UDS, GPRA UDS, GPRA UDS, GPRA UDS, GPRA

Goal 3: Decrease non-emergent emergency department utilization and inpatient hospitalizations.

Hypothesis	Proposed Measures	Data Sources
The demonstration will maintain or improve rates of non-emergent ED usage.	Rate of Non-Emergent ED Use	Medicaid Claims Data
The demonstration will maintain or decrease inpatient hospitalizations.	Rate of Inpatient Hospitalization	Medicaid Claims Data

4. Describe where the Demonstration will operate, i.e., statewide, or in specific regions; within the state.

The demonstration will operate at three FQHC sites that serve a high percentage of American Indian patients:

- South Dakota Urban Indian Health: Pierre and Sioux Falls, South Dakota
- Horizon Health: Mission, South Dakota
- Community Health Center of the Black Hills: Rapid City, South Dakota

5. Include the proposed timeframe for the Demonstration.

South Dakota seeks to implement this demonstration for a five-year period.

6. Describe whether the Demonstration will affect and/or modify other components of the state's current Medicaid and CHIP programs outside of eligibility, benefits, cost sharing or delivery systems.

The demonstration will not affect or modify other components of the state's current Medicaid and CHIP programs.

Demonstration Eligibility

- 1. Include a chart identifying any populations whose eligibility will be affected by the Demonstration.**

South Dakota intends to make the demonstration applicable to all American Indians enrolled in South Dakota Medicaid who elect to receive services from a participating provider.

- 2. Describe the standards and methodologies that state will use to determine eligibility for any populations whose eligibility is changed under the Demonstration, to the extent those standards or methodologies differ from the state plan.**

South Dakota will not utilize different standards or methodologies for determining eligibility.

- 3. Specify any enrollment limits that apply for expansion populations under the Demonstration.**

South Dakota will not apply enrollment limits for eligible population under this demonstration.

- 4. Provide the projected number of individuals who would be eligible for the Demonstration, and indicate if the projections are based on current state programs (i.e., Medicaid state plan, or populations covered using other waiver authority such as 1915(c)). If applicable, please specify the size of the populations currently served in those programs.**

South Dakota expects that all groups affected under the demonstration would otherwise be eligible for South Dakota Medicaid.

- 5. To the extent that long term services and supports are furnished (either in institutions or the community), describe how the Demonstration will address post-eligibility treatment of income, if applicable. In addition, indicate whether the Demonstration will utilize spousal impoverishment rules under section 1924 or will utilize regular post-eligibility rules under 42 CFR 435.726 (SSI State and section 1634) or under 42 CFR 435.735 (209b State).**

This is not applicable to the demonstration.

- 6. Describe any changes in eligibility procedures that state will use for populations under the Demonstration, including any eligibility simplifications that require 1115 authority (such as continuous eligibility or express lane eligibility for adults or express lane eligibility for children after 2013).**

This is not applicable to the demonstration.

- 7. If applicable, describe any eligibility changes that the state is seeking to undertake for the purposes of transitioning Medicaid or CHIP eligibility standards to the methodologies or CHIP eligibility standards to the methodologies or standards applicable in 2014 (such as financial methodologies for determining eligibility based on modified adjusted gross income), or in light of other changes in 2014.**

This is not applicable to the demonstration.

Demonstration Benefits and Cost Sharing Requirements

1. Indicate whether the benefits provided under the Demonstration differ from those provided under the Medicaid and/or CHIP state plan:

☐ Yes ☒ No (if no, please skip questions 3-7)

2. Indicate whether the cost sharing requirements under the Demonstration differ from those provided under the Medicaid and/or CHIP state plan:

☐ Yes ☒ No (if no, please skip questions 8-11)

Delivery System and Payment Rates for Services

1. **Indicate whether the delivery system used to provide benefits to Demonstration participants will differ from the Medicaid and/or CHIP state plan:**

☐ Yes

☒ No (if no, please skip questions 2-7 and the applicable payment rate questions)

8. **If fee-for-service payment will be made for any services, specify any deviation from state plan provider payment rates. If the services are not otherwise covered under the state plan, please specify the rate methodology.**

South Dakota intends to reimburse services provided by FQHCs participating in the demonstration using a cost based uniform rate. The basis of the reimbursement rate includes cost data provided by pilot sites. This data includes historical cost data indexed forward using CPI-U and adjustments for additional service costs expected to be incurred by the pilot sites. The rate for services provided to American Indians under the waiver will be \$373. The state intends to review actual costs experienced by the pilot sites after Year 2 of the waiver demonstration and determine if prospective adjustments are necessary to the rate.

South Dakota proposes that payments made to FQHCs for American Indian individuals eligible for the demonstration be eligible for 100 percent federal financial participation under Section 1905(b) of the Social Security Act due to the status of these providers as an extension of the IHS network. FQHCs under the demonstration will have the same status as IHS to enter into care coordination agreements and refer individuals to care not able to be provided by the demonstration providers.

9. **If payment is being made through managed care entities on a capitated basis, specify the methodology for setting capitation rates, and any deviations from the payment and contracting requirements under 42 CFR Part 438.**

No payments will be made through managed care entities on a capitated basis as part of this demonstration.

10. **If quality-based supplemental payments are being made to any providers or class of providers, please describe the methodologies, including the quality markers that will be measured and the data that will be collected.**

Quality-based supplemental payments are not being made to any providers or class of providers as part of this demonstration.

Implementation of Demonstration

1. **Describe the implementation schedule. If implementation is a phase-in-approach, please specify the phases, including starting and completion dates by major component/milestone.**

South Dakota will implement the demonstration at three FQHCs within 90 days of CMS approval of the demonstration.

2. **Describe how potential Demonstration participants will be notified/enrolled into the Demonstration.**

Eligible individuals who elect to receive services at a provider participating in the demonstration will automatically be enrolled in the demonstration and notified at the clinic level.

- 3. If applicable, describe how the state will contract with managed care organizations to provide Demonstration benefits, including whether the state needs to conduct procurement action.**

This is not applicable to the demonstration.

Demonstration Financing and Budget Neutrality

The federal government's responsibility to finance the health care of American Indians and the associated Medicaid expenditures for the demonstration population would be the same if the demonstration did not exist. Under section 1905(b) of the Social Security Act (SSA), the federal government is required to match state expenditures at 100 percent for covered services received by American Indians and Alaskan Natives through an IHS facility whether operated by the IHS or by a Tribe or Tribal organization, as defined in section 4 of the Indian Health Care Improvement Act.

Furthermore, under the federal trust responsibility, the federal government has a special obligation or duty when interacting with tribes and American Indians and Alaskan Natives. In the originating language of section 1905(b) of the SSA, Congress reaffirmed this duty by declaring that "it is the policy of this Nation, in fulfillment of its special responsibilities and legal obligation to the American Indian people, to assure the highest possible health status for Indians and urban Indians and to provide all resources necessary to effect that policy." 25 U.S.C. Sec. 1602.

South Dakota applies these authorities support the budget neutrality of this 1115 waiver demonstration. American Indians who make up the demonstration population are not limited to receiving Medicaid-eligible services from a specific provider. These individuals may receive care and services, at any time, from an IHS or Tribal provider. The federal government would be responsible under the federal trust doctrine and requirements of section 1905(b) to pay all of the costs for Medicaid-eligible services at the approved OMB rates. Under this premise, the proposed demonstration will not result in increased federal expenditures than what would have otherwise been spent providing care at IHS and Tribal 638 facilities absent the demonstration. Additional savings will be achieved through reduction in non-emergent ED use and inpatient hospitalizations.

Through the demonstration, South Dakota seeks to demonstrate an alternative delivery system that recognizes the role of FQHCs in providing culturally competent primary care to American Indians in areas where IHS is unable to meet the needs of American Indians. The demonstration does not change or reduce the capacity of IHS but recognizes that American Indians receive primary care services at the pilot sites contemplated under the demonstration. Two of the pilot sites are geographically distant from an IHS facility. Budget neutrality is achieved through the application of the federal trust responsibility to this population. Trend rates and projections for reimbursement at the cost-based uniform rate is demonstrated in Appendix 1.

Proposed Waivers and Expenditure Authorities

The following expenditure authorities shall enable South Dakota to operate its section 1115 demonstration.

1. Statewideness/Uniformity, Section 1902(a)(1)

To enable South Dakota to operate the program with certain providers that serve a high percentage of American Indian patients.

2. Rates of FFP for Program Services, 42 CFR §4331.10(c)(2)

South Dakota is requesting expenditures, which are not otherwise included as expenditures under Section 1903, for services to American Indian people at federally qualified health centers (FQHCs) receiving grants under Section 330 of the Public Health Service (PHS) Act and Urban Indian Programs funded through grants and contracts under Title V of the Indian Health Care Improvement Act, PL 94-437 at the same FFP percentage available to Indian Health Service facilities or tribal organizations under section 1905(b) of the Social Security Act. To the extent necessary to permit the state to operate the waiver South Dakota requests authority under 42 CFR §4331.10(c)(2) to reimburse FQHCs in the demonstration with 100% FFP.

Public Notice

1. Start and end dates of the state's public comment period.

A 30 day comment period on the demonstration application was held starting December 26, 2018 and ending January 24, 2019.

2. Certification that the state provided public notice of the application, along with a link to the state's web site and a notice in the state's Administrative Record or newspaper of widest circulation 30 days prior to submitting the application to CMS.

South Dakota published notice of the application in the South Dakota *Register* on December 26, 2018. The *Register* can be viewed online at <http://sdlegislature.gov/docs/rules/Register/12262018.pdf>.

Prior to the public notice period the state sought input through a stakeholder workgroup that met regularly between 2016 and 2018. The stakeholder workgroup included state staff, federally qualified health centers including South Dakota Urban Indian Health, the Community Health Association of the Dakotas (CHAD), tribes, and Great Plains Tribal Chairman's Health Board. The group met regularly to discuss the concept, provide feedback, and to develop the cost based uniform rate. The group reviewed the final proposal in November 2018 prior to the public comment period and recommended moving forward for public comment and submission to CMS.

3. Certification that the state convened at least 2 public hearings, of which one hearing included teleconferencing and/or web capability, 20 days prior to submitting the application to CMS, including dates and a brief description of the hearings conducted.

The State conducted two public hearings at the following times and locations:

January 16, 2019
9 AM CST
Kneip Building
Kneip 2 Conference Room
700 Governors Drive
Pierre, SD 57501

January 22, 2019
1 PM CST
DSS Local Office
Capitol Conference Room
3900 W. Technology Circle, Ste. 1,
Sioux Falls, SD 57106

Commenters were also allowed to appear telephonically at the hearings. The January 16, 2019 hearing was attended by two people. The January 22, 2019 hearing was attended by three people in person and one via the telephone. Individuals were provided an opportunity to make comments and ask questions regarding the waiver. Attendees were in support of the demonstration.

4. Certification that the state used an electronic mailing list or similar mechanism to notify the public.

South Dakota sent notice to our administrative rules change notification Listserv on December 26, 2018.

5. Comments received by the state during the 30 –day public notice period.

South Dakota received one comment during the public comment period. The letter was from the Community HealthCare Association of the Dakotas (CHAD) and expressed support for the proposal. A copy of the letter is enclosed with the application.

6. Summary of the state’s responses to submitted comments, and whether or how the state incorporated them into the final application.

The State appreciates CHAD’s support. No changes were made to the application.

7. Certification that the state conducted tribal consultation in accordance with the state’s approved Medicaid state plan, or at least 60 days prior to submitting this Demonstration application if the Demonstration has or would have a direct effect of Indians, tribes, on Indian health programs, or on urban Indian health organizations, including dates and method of consultation.

The State conducted tribal consultation in accordance with the South Dakota Medicaid State Plan. Notice was sent to the tribes on December 26, 2018. A copy of the notice is enclosed. The application was also discussed at the January 10, 2019 tribal consultation meeting. Tribes were generally supportive of the application. South Dakota received no written comments.

Demonstration Administration

The state's point of contact for the demonstration application is the following:

Sarah Aker, Deputy Division Director
Division of Medical Services
South Dakota Department of Social Services
607-773-3495
Sarah.Aker@state.sd.us

Appendix 1:

5 YEARS OF HISTORIC DATA

SPECIFY TIME PERIOD AND ELIGIBILITY GROUP DEPICTED:

<u>Medicaid Pop 1</u>	SFY14	SFY15	SFY16	SFY17	SFY18	5-YEARS
TOTAL EXPENDITURES	\$2,403,192.14	\$2,641,972.20	\$2,459,574.04	\$2,413,822.74	\$2,146,115.04	\$ 12,064,676
ELIGIBLE CLAIM MONTHS	12,357	13,619	13,003	12,763	11,359	
PAYMENT PER CLAIM MONTH	\$ 194.48	\$ 193.99	\$ 189.15	\$ 189.13	\$ 188.94	
TREND RATES	ANNUAL CHANGE					5-YEAR AVERAGE
TOTAL EXPENDITURE		9.94%	-6.90%	-1.86%	-11.09%	-2.79%
ELIGIBLE CLAIM MONTHS		10.21%	-4.52%	-1.85%	-11.00%	-2.08%
PAYMENT PER CLAIM MONTH		-0.25%	-2.49%	-0.01%	-0.10%	-0.72%

Note: In place of a PMPM, this calculation shows the average payment per claim month for American Indians served by the Demonstration FQHCs. A claim month is a service month in which a Medicaid recipient has a paid claim.

DEMONSTRATION WITHOUT WAIVER (WOW) BUDGET PROJECTION: COVERAGE COSTS FOR POPULATIONS

ELIGIBILITY	BASE YEAR	TREND RATE	DEMONSTRATION YEARS (DY)					TOTAL
GROUP	SFY 18	2	SFY19	SFY20	SFY21	SFY22	SFY23	WOW

Hypo 1								
Pop Type:								
Eligible Claim Months	11,359	0.0%	11,359	11,359	11,359	11,359	11,359	
Payment Per Claim Month								
Cost	\$ 472.80	0.0%	\$ 472.80	\$ 472.80	\$ 472.80	\$ 472.80	\$ 472.80	
Total Expenditure			\$5,370,535	\$5,370,535	\$5,370,535	\$5,370,535	\$5,370,535	\$26,852,676

Note: The base year claim months reflect an average of SFY14-SFY18 and is inflated by 1.5% going forward. The payment per claim month reflects the uniform cost based rate of \$373 per visit with an average of 1.3 visits per person.

DEMONSTRATION WITH WAIVER (WW) BUDGET PROJECTION: COVERAGE COSTS FOR POPULATIONS

			DEMO TREND RATE	DEMONSTRATION YEARS (DY)					TOTAL WW
ELIGIBILITY GROUP	DY 00			SFY19	SFY20	SFY21	SFY22	SFY23	
<u>Hypo 2</u>									
Pop Type: Hypothetical									
Eligible Member Months 11,359			0.0%	11,359	11,359	11,359	11,359	11,359	
PMPM Cost \$ 472.80			0.00%	\$ 472.80	\$ 472.80	\$ 472.80	\$ 472.80	\$ 472.80	
Total Expenditure				\$5,370,535	\$5,370,535	\$5,370,535	\$5,370,535	\$5,370,535	\$26,852,676

NOTES

Note: The base year claim months reflect an average of SFY14-SFY18 and is inflated by 1.5% going forward. The payment per claim month reflects the uniform cost based rate of \$373 per visit with an average of 1.3 visits per person.



January 17, 2019

M. Gregory DeSautel, MD
South Dakota Department of Social Services
700 Governor's Drive
Pierre, South Dakota 57501-2291

Re: The South Dakota Department of Social Services Medicaid State Plan Amendment Proposal described as the State Plan Amendment "Improving American Indian Health in South Dakota 1115 Waiver Public Comment."

Dear Secretary DeSautel:

The Community HealthCare Association of the Dakotas (CHAD) is writing to support the proposed demonstration to add providers to the Indian Health Service (IHS) care network by utilizing Federally Qualified Health Centers (FQHC). We support giving demonstration providers the same status as IHS providers allowing them to refer and coordinate care of a recipient in the IHS network.

CHAD and CHCs in South Dakota

As you know, CHAD is a non-profit membership organization that serves as the Primary Care Association for North Dakota and South Dakota, supporting FQHCs, also known as community health centers (CHC) across both states in their efforts to provide health care to underserved and low-income populations. Community health centers are non-profit, community-driven primary care clinics that provide high quality primary, preventive, behavioral health, and oral health care along with other enabling services to all individuals, regardless of their insurance status or ability to pay. Health centers are located in underserved and low-income urban and rural areas across South Dakota, providing access to affordable, quality health care for those who need it most.

South Dakota is home to four community health center organizations that in 2017 provided comprehensive, integrated care to 68,601 individuals at 42 delivery sites in 33 communities. Of the individuals served, 15,473 were uninsured, 44 percent earned below 100 percent of the federal poverty level (FPL); and 76 percent earned below 200 percent of FPL. Community health centers play a pivotal role in American Indian Health and overall state health care. Specifically, nearly 25% of Horizon Health Care, Inc. patients in 2017 were American Indian and almost 15% of patients served in 2017 at Community Health Center of the Black Hills were American Indian.

CHAD and the South Dakota CHCs have partnered with the Department of Social Services on a range of projects including the Medicaid Health Homes program and the Health Care Solutions Coalition. We also work closely with the state on a variety of public health projects such as increasing immunization, promoting cancer screening, and managing chronic health conditions. CHAD and the community health centers were engaged with the state throughout the process of developing the proposed waiver. We appreciated the process of developing the waiver and the final product. The state took a collaborative and problem solving approach and we think it yielded a strong waiver. We hope the Centers for Medicare and Medicaid Services will approve it.

300 S Phillips Ave, Suite L105 Sioux Falls, SD 57104 | 1800 E Broadway Ave, Suite 100A Bismarck, ND 58503

Phone: (605) 275-2423 | Phone: (701) 221-9824

www.communityhealthcare.net

In conclusion

We applaud that the South Dakota Department of Social Services is taking many valuable and progressive steps to improve access to culturally competent primary care sources for American Indians enrolled in South Dakota Medicaid.

Thanks for taking the time to consider our comments. We appreciate the ongoing collaboration with DSS to support access to care and improved health outcomes for all South Dakotans. Please feel free to contact us if you would like additional information.

Sincerely,



Shelly Ten Napel, MSW, MPP
CEO, Community HealthCare Association of the Dakotas

John Mengenhausen
John Mengenhausen
CEO, Horizon Health Care, Inc.



Tim Tritnart
CEO, Community Health Care of the Black Hills

DEPARTMENT OF SOCIAL SERVICES

DIVISION OF MEDICAL SERVICES

700 GOVERNORS DRIVE

PIERRE, SD 57501-2291

PHONE: 605-773-3495

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Strong Families - South Dakota's Foundation and Our Future

December 26, 2018

RE: South Dakota Medicaid 1115 Demonstration Application

The South Dakota Department of Social Services intends to submit an 1115 demonstration (demonstration) application to the Center for Medicare & Medicaid Services (CMS) titled "Improving American Indian Health in South Dakota". The demonstration will be available to all American Indians enrolled in South Dakota Medicaid that are IHS eligible and elect to receive services from a participating provider.

The demonstration proposes to add providers to the IHS care network by utilizing FQHCs to broaden the network of culturally competent primary care providers for American Indians. The demonstration also proposes to give demonstration providers the same status as IHS allowing them to refer and coordinate care for a recipient in the IHS network.

This model would test alternative means of delivering healthcare through existing facilities in population centers that serve high percentages of American Indians. The demonstration will operate at three FQHC sites that serve a high percentage of American Indian patients:

- South Dakota Urban Indian Health: Pierre and Sioux Falls, South Dakota
- Horizon Health: Mission, South Dakota
- Community Health Center of the Black Hills: Rapid City, South Dakota

The goals and objectives of the demonstration are the following:

1. Improve access to culturally competent primary care sources for American Indians enrolled in South Dakota Medicaid.
2. Improve health outcomes for American Indians enrolled in South Dakota Medicaid.
3. Decrease non-emergent emergency department utilization and inpatient hospitalizations.

The demonstration will not utilize different standards or methodologies for determining Medicaid eligibility. American Indians receiving services through the demonstration will continue to have the same benefit coverage, cost sharing, and delivery system as provided under the Medicaid state plan. The State intends to implement the demonstration within 90 days of approval and is requesting to operate the demonstration for a five year period.

The State will conduct two public hearings at the following times and locations:

January 16, 2019
9 AM CST
Kneip Building

Kneip 2 Conference Room
700 Governors Drive
Pierre, SD 57501

January 22, 2019
1 PM CST
DSS Local Office
Capitol Conference Room
3900 W. Technology Circle, Ste. 1,
Sioux Falls, SD 57106

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

A copy of the proposed demonstration is available on the Department's website at <https://dss.sd.gov/medicaid/1115waiver.aspx>. Please contact me within 30 days of receipt of this message with any questions or comments.

Sincerely,



Sarah Aker
Deputy Director
Division of Medical Services
South Dakota Department of Social Services

CC: Lynne A. Valenti, Cabinet Secretary
Brenda Tidball-Zeltinger, Deputy Secretary
William Snyder, Director, Division of Medical Services

Medicaid 1115 Demonstration Waiver

Brief Description: The demonstration proposes to add providers to the IHS care network by utilizing FQHCs to broaden the network of culturally competent primary care providers for American Indians. The demonstration also proposes to give demonstration providers the same status as IHS allowing them to refer and coordinate care for a recipient in the IHS network.

Reason for the Demonstration: To improve culturally competent primary care access and health outcomes for American Indians enrolled in South Dakota Medicaid.