July 18, 2022

RE: South Dakota CHIP State Plan Amendment #SD-22-0003

The South Dakota Department of Social Services intends to make changes to the South Dakota CHIP State Plan to provide assurances of compliance with the American Rescue Plan Act. Specifically, the State Plan Amendment provides assurances that the State complies with the American Rescue Plan Act provisions that require states to cover treatment, testing, and vaccinations for COVID-19. The SPA adds the assurances to pages 72 and 73 of the South Dakota CHIP State Plan.

The Department intends to make this SPA effective March 11, 2021, consistent with State Health Official letters issued by the Center for Medicare and Medicaid Services on August 30, 2021 and October 22, 2021. The Department estimates there will be no fiscal impact in Federal Fiscal Year 2022 and Federal Fiscal Year 2023 as these services were already covered prior to the American Rescue Plan Act.

Please contact me within 30 days of receipt of this message with any questions or comments.

Sincerely,

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

CC: Laurie R. Gill, Cabinet Secretary
    Sarah Aker, Director
CHIP State Plan Amendment Proposal

Transmittal Number:  SD-22-0003

Effective Date:  03/11/21

Brief Description:  This State Plan Amendment (SPA) provides assurances that the State covers treatment, testing, and vaccinations for COVID-19.

Area of State Plan and Pages Affected:  CHIP State Plan, Section 6.2.27, Pages 72 and 73

Estimate of Fiscal Impact, if Any:  FFY22: $0.00  
                                  FFY23: $0.00

Reason for Amendment:  To comply with federal requirements.
6.2.24. □ Premiums for private health care insurance coverage (Section 2110(a)(25))

6.2.25. ☒ Medical transportation (Section 2110(a)(26))

Medical transportation includes medically necessary air ambulance, ground ambulance, wheelchair transportation and other medical transportation. Ambulance services are necessary when other forms of transportation may endanger a person’s life or health. Ground ambulance includes advanced life support and basic life support services and attendants. Air ambulance includes fixed wing emergency transportation, rotary emergency transportation, and medical air transportation. Air ambulance must be medically necessary because of time, distance and emergency. Wheelchair transportation includes transportation services to persons that are confined to wheelchairs or stretchers to and from medical services.

Other transportation services are available to assist persons obtain necessary medical services. These services include reimbursement for the use of private automobiles, meals and lodging, community transportation providers, tribal transportation providers and commercial carriers.

6.2.26. ☒ Enabling services (such as transportation, translation, and outreach services (Section 2110(a)(27))

6.2.27. ☒ Any other health care services or items specified by the Secretary and not included under this section (Section 2110(a)(28))

Effective March 11, 2021 and through the last day of the first calendar quarter that begins one year after the last day of the COVID-19 emergency period described in section 1135(g)(1)(B) of the Act, and for all populations covered in the CHIP state child health plan:

COVID-19 Vaccine:
- The state provides coverage of COVID-19 vaccines and their administration, in accordance with the requirements of section 2103(c)(11)(A) of the Act.

COVID-19 Testing:
- The state provides coverage of COVID-19 testing, in accordance with the requirements of section 2103(c)(11)(B) of the Act.
- The state assures that coverage of COVID-19 testing is consistent with the Centers for Disease Control and Prevention (CDC) definitions of diagnostic and screening testing for COVID-19 and its recommendations for who
should receive diagnostic and screening tests for COVID-19.

- The state assures that coverage includes all types of FDA authorized COVID-19 tests.

COVID-19 Treatment:

- The state assures that the following coverage of treatments for COVID-19 are provided without amount, duration, or scope limitations, in accordance with requirements of section 2103(c)(11)(B) of the Act:
  - The state provides coverage of treatments for COVID-19 including specialized equipment and therapies (including preventive therapies);
  - The state provides coverage of any non-pharmacological item or service described in section 2110(a) of the Act, that is medically necessary for treatment of COVID-19; and
  - The state provides coverage of any drug or biological that is approved (or licensed) by the U.S. Food & Drug Administration (FDA) or authorized by the FDA under an Emergency Use Authorization (EUA) to treat or prevent COVID-19, consistent with the applicable authorizations.

Coverage for a Condition That May Seriously Complicate the Treatment of COVID-19:

- The state provides coverage for treatment of a condition that may seriously complicate COVID-19 treatment without amount, duration, or scope limitations, during the period when a beneficiary is diagnosed with or is presumed to have COVID-19, in accordance with the requirements of section 2103(c)(11)(B) of the Act.

6.2-BH Behavioral Health Coverage Section 2103(c)(5) requires that states provide coverage to prevent, diagnose, and treat a broad range of mental health and substance use disorders in a culturally and linguistically appropriate manner for all CHIP enrollees, including pregnant women and unborn children.

6.2.1- BH Periodicity Schedule The state has adopted the following periodicity schedule for behavioral health screenings and assessments. Please specify any differences between any covered CHIP populations:

- State-developed schedule
- American Academy of Pediatrics/ Bright Futures
- Other Nationally recognized periodicity schedule (please specify: )
- Other (please describe: For pregnant women South Dakota covers AAP/Bright Futures and USPSTF A and B graded recommended behavioral health screenings and

Effective Date: October 24, 2019
Approval Date: December 13, 2021