

## **Table of Contents**

**State/Territory Name: WV**

**State Plan Amendment (SPA) : 22-0018-A**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Pages

**DEPARTMENT OF HEALTH & HUMAN SERVICES**

Centers for Medicare & Medicaid Services  
7500 Security Boulevard, Mail Stop S3-14-28  
Baltimore, Maryland 21244-1850



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**Financial Management Group**

September 13, 2022

Cynthia Beane, MSW, LCSW  
Bureau for Medical Services  
350 Capitol Street Room 251  
Charleston, West Virginia 25301

Reference: TN 22-0018-A

Dear Ms. Beane,

We have reviewed the proposed amendment to Attachment 4.19-A of your Medicaid State plan submitted under transmittal number (TN) 22-0018-A. This amendment allows the West Virginia Bureau of Medical Services to provide payments to private or public, non-state government hospitals on behalf of Medicaid individuals with a substance use disorder who are awaiting placement effective June 1, 2022.

We conducted our review of your submittal according to the statutory requirements at sections 1902(a)(2), 1902(a)(13), 1902(a)(30), and 1903(a) of the Social Security Act and the implementing Federal regulations at 42 CFR 447 Subpart C.

Based upon the information provided by the State, we have approved Medicaid State plan amendment: WV 22-0018-A with an effective date of June 1, 2022. The CMS-179 and the amended plan page(s) are attached.

If you have any additional questions or need further assistance, please contact Douglas Spitler at [Douglas.Spitler@cms.hhs.gov](mailto:Douglas.Spitler@cms.hhs.gov).

Sincerely,

A handwritten signature in cursive script that reads "Rory Howe".

Rory Howe  
Director

**TRANSMITTAL AND NOTICE OF APPROVAL OF  
STATE PLAN MATERIAL  
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES**

1. TRANSMITTAL NUMBER

2 2 — 0 0 1 8a

2. STATE

WV

3. PROGRAM IDENTIFICATION: TITLE OF THE SOCIAL SECURITY ACT

XIX  XXI

TO: CENTER DIRECTOR  
CENTERS FOR MEDICAID & CHIP SERVICES  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE

June 1, 2022

5. FEDERAL STATUTE/REGULATION CITATION

Title XIX of the Social Security Act

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a. FFY 2022 \$ 0  
b. FFY 2023 \$ 4,146

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachmnet 4.19-A, page 24h

8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)

N/A

9. SUBJECT OF AMENDMENT

DRG Days Awaiting Placement or Discharge

10. GOVERNOR'S REVIEW (Check One)

- GOVERNOR'S OFFICE REPORTED NO COMMENT  
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED  
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

OTHER, AS SPECIFIED:

11. SIGNATURE OF STATE AGENCY OFFICIAL  
Cynthia Beane, MSW, LCSW

Digitally signed by: Cynthia Beane, MSW, LCSW  
DN: CN = Cynthia Beane, MSW, LCSW email = cynthia.e.beane@wv.gov C = US O = Medical Services OU = WV DHHR  
Date: 2022.06.28 07:17:35 -0500

15. RETURN TO  
Bureau for Medical Services  
350 Capitol Street Room 251  
Charleston, West Virginia 25301

12. TYPED NAME  
Cynthia Beane

13. TITLE  
Commissioner, Bureau for Medical Services

14. DATE SUBMITTED  
06/28/2022

**FOR CMS USE ONLY**

16. DATE RECEIVED  
06/28/2022

17. DATE APPROVED  
September 13, 2022

**PLAN APPROVED - ONE COPY ATTACHED**

18. EFFECTIVE DATE OF APPROVED MATERIAL  
June 1, 2022

19. SIGNATURE OF APPROVING OFFICIAL  
*Rory Howe*

20. TYPED NAME OF APPROVING OFFICIAL  
Rory Howe

21. TITLE OF APPROVING OFFICIAL  
Director, Financial Management Group

22. REMARKS

**O. Payment for Days Awaiting Placement**

For services rendered on or after June 1, 2022, the Department will provide payments to private and public, non-state government owned and operated PPS hospitals for Medicaid individuals with a substance use disorder who are awaiting placement for substance use disorder treatment.

A. General Criteria for Hospital Participation:

1. Must be a West Virginia licensed hospital;
2. Must be enrolled as a West Virginia Medicaid provider;
3. Must be a privately owned provider consistent with 42 CFR §447.272(a)(3) or a public non-state government owned and operated provider consistent with 42 CFR §447.272(a)(2); and
4. Must be a participant in West Virginia Medicaid's PPS.

B. Medicaid Individual Criteria:

1. Must be eligible for West Virginia Medicaid;
2. Must have received Medicaid-covered inpatient hospital services immediately prior to the days awaiting placement;
3. Must have a substance use disorder.

C. Payment Methodology:

1. When a Medicaid individual no longer requires acute-level care but is awaiting placement for substance use disorder treatment, and when placement in such care is not available, the hospital will be reimbursed for "awaiting placement" days.
2. There is no limit on the number of covered days awaiting placement as long as the days are medically necessary. Prior authorization for days awaiting placement is required.
3. Payment for each awaiting placement day will be a per-diem rate of \$238. The rate reflects the level of care received and is lower than rates for other inpatient hospital services in a manner consistent with 1861(v)(1)(G) of the Social Security Act.
4. No ancillary services will be paid; however, medically necessary physician visits will be reimbursed.