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State/Territory Name: WV

State Plan Amendment (SPA) #: 22-0010

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 Center for Medicaid & CHIP Services 233 North Michigan Ave., Suite 600 Chicago, Illinois 60601



Financial Management Group

September 16, 2022

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

RE: TN 22-0010

Dear Ms. Beane,

We have reviewed the proposed West Virginia State Plan Amendment (SPA) to Attachment 4.19-B, WV 22-0010, which was submitted to the Centers for Medicare & Medicaid Services (CMS) on June 28, 2022. This plan amendment is West Virginia's behavioral health rate increase.

Based upon the information provided by the State, we have approved the amendment with an effective date of April 1, 2022. We are enclosing the approved CMS-179 and a copy of the new state plan page.

If you have any additional questions or need further assistance, please contact Lindsay Michaelat 410-786-7197 or Lindsay.Michael@cms.hhs.gov.

Sincerely,

Todd McMillion
Director
Division of Reimbursement Review

Enclosures

TRANSMITTAL AND NOTICE OF APPROVAL OF	F 2 2 0 0 1 0 WV	
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES	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 04/01/2022	
5. FEDERAL STATUTE/REGULATION CITATION	6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)	
Title XIX of the Social Security Act	a FFY 2022	
7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT Attachment 4.19B page 11	8. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (if Applicable) Attachemnt 4. 19B page 11	
9. SUBJECT OF AMENDMENT Behavioral Health Rate Increase		
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 W Digitally signed by: Cyrithia Beane, MSW, LCSW DN: CN = Cyrithia Beane, MSW, LCSW email = cyrithia e biane@ww.gov C = US 0 = MSW, LCSW email = cyrithia e biane@ww.gov C = US 0 = MSW, LCSW email = cyrithia e Callet 2022.08.28 07:15:36-0900*	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 6/28/22	17. DATE APPROVED	
	September 16, 2022 DIE COPY ATTACHED	
	19 SIGNATURE OF APPROVING OFFICIAL	
4/1/22	3.1.00	
20. TYPED NAME OF APPROVING OFFICIAL	21. TITLE OF APPROVING OFFICIAL	
Todd McMillion	Director, FMG	
22. REMARKS		

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: West Virginia Attachment 4.19-B
Page 11

4.19 Payments for Medical and Remedial Care Services

health agencies only is based on payment rates for each service by units of time with limitations established for occurrences. The payment upper limit is established by arraying charges of providers for the services to establish a reasonable and customary and prevailing charge. Effective for dates of service on or after April 1, 2022, the behavioral health services rates will be increased by five (5) percent. Unless specifically noted otherwise in the plan, the state-developed fee schedule rate is the same for both governmental and private providers. The BMS fee schedule is published at: https://dhhr.wv.gov/bms/fees/pages/default.aspx.

Reimbursement for Assertive Community Treatment (ACT) is based on an assessment of the fees of those service codes included in the ACT array of services together with a review of the staff level and hours of the professionals included in the ACT team. A per diem or a monthly rate will be based on the historical data of the frequency of those service codes included in ACT and the number of staff and average wages of the professional team. Effective for dates of service on or after April 1, 2022, the ACT services rates will be increased by five (5) percent. Unless specifically noted otherwise in the plan, the state-developed fee schedule rate is the same for both governmental and private providers. The BMS fee schedule is published at: https://dhhr.wv.gov/bms/fees/pages/default.aspx.

<u>Cardiac Rehabilitative Services</u>: Cardiac Rehabilitative Services as defined per Attachment 3.1A and 3.1B page 5g and 5h are reimbursed effective 1/1/14 based on the physician fee schedule as outlined per Attachment 4.19-B, page 3aa. Other practitioners providing these services as described in Attachment 3.1A and 3.1B page 5g and 5h shall be reimbursed at the lesser of the practitioners' usual and customary fee or the West Virginia Medicaid fee scheduled, if applicable, at www.dhhr.wv.gov/bms.

<u>Pulmonary Rehabilitation</u>: Pulmonary Rehabilitation as defined per Attachment 3.1 A and 3.1-B page 5i and 5j are reimbursed effective 1/1/14 based on the physician fee schedule as outlined per Attachment 4.19-B, page 3aa.

TN No.: 22-0010	Approval Date: September 16, 2022	Effective Date: 04/01/2022
Supersedes: 14-005		