



HUMAN
SERVICES
DEPARTMENT



NEW MEXICO MEDICAID ADVISORY COMMITTEE (MAC) MEETING
AUGUST 21, 2023
MEDICAL ASSISTANCE DIVISION

INVESTING FOR TOMORROW, DELIVERING TODAY.

BEFORE WE START...

On behalf of all colleagues at the Human Services Department, we humbly acknowledge we are on the unceded ancestral lands of the original peoples of the Apache, Diné and Pueblo past, present, and future.

With gratitude we pay our respects to the land, the people and the communities that contribute to what today is known as the State of New Mexico.



Evening drive through Corrales, NM in October 2021.

By HSD Employee, Marisa Vigil

MISSION

To transform lives. Working with our partners, we design and deliver innovative, high quality health and human services that improve the security and promote independence for New Mexicans in their communities.

GOALS



We help NEW MEXICANS

1. Improve the value and range of services we provide to ensure that every qualified New Mexican receives timely and accurate benefits.



We communicate EFFECTIVELY

2. Create effective, transparent communication to enhance the public trust.



We make access EASIER

3. Successfully implement technology to give customers and staff the best and most convenient access to services and information.



We support EACH OTHER

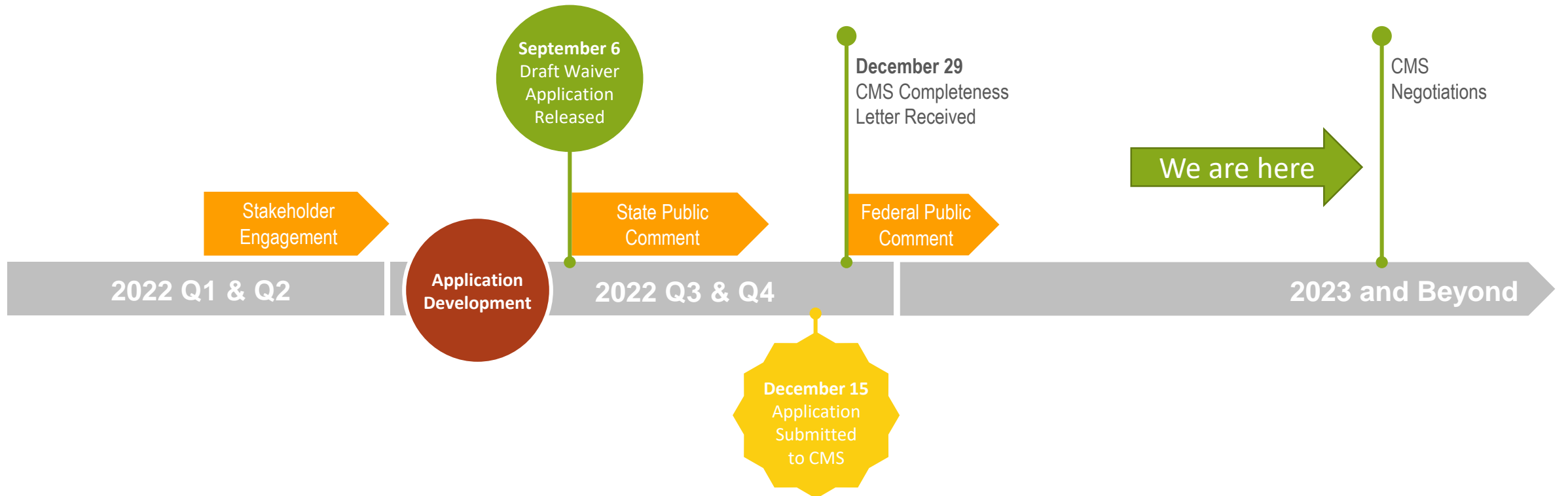
4. Promote an environment of mutual respect, trust and open communication to grow and reach our professional goals.

1115 DEMONSTRATION WAIVER UPDATE & SUPPLEMENTAL REQUEST

LORELEI KELLOGG, ACTING MEDICAID DIRECTOR

Investing for tomorrow, delivering today.

TURQUOISE CARE 1115 WAIVER RENEWAL TIMELINE



TEMPORARY AUTHORITY

Key Dates for Expiration of COVID-19 Flexibilities

Authority / Provision	Expiration Date
Medicaid Disaster State Plan Amendment (SPA)	Expires at the end of PHE or any earlier approved date elected by state
Children's Health Insurance Program (CHIP) Disaster SPA	COVID-19 PHE SPA: Expires at the end of PHE Evergreen Disaster SPA: Expires the later of the state-declared emergency or the end of the PHE. Both SPA types may also expire at any earlier date, at state discretion.
Home and Community-Based Services (HCBS) Appendix K/ Attachment K	Expires no later than six months after the expiration of the PHE (November 11, 2023) ¹
Medicaid & CHIP 1135 Waiver	Expires at the end of PHE
Section 1115 COVID-19 Demonstration	Expires no later than 60 days after end of PHE unless otherwise noted in 1115 demonstration approval documents
Optional COVID-19 Group	Expires at the end of PHE. No federal financial participation is available for any state expenditures on services for this group, including coverage of COVID-19 vaccinations, testing and treatment after the PHE ends
Mandatory Medicaid & CHIP Coverage of COVID-19 Vaccination, Testing and Treatment Without Cost Sharing	Ends on the last day of the first quarter that begins one year after the last day of the COVID-19 PHE (September 30, 2024) ¹
Increased FMAP ² and eFMAP for Medicaid & CHIP Coverage for COVID-19 Vaccine and Vaccine Administration	Ends on the last day of the first quarter that begins one year after the last day of the COVID-19 PHE (September 30, 2024) ¹

¹ Expiration dates based on May 11, 2023 expiration of the PHE

² Federal Medical Assistance Percentage

The contents of this document do not have the force and effect of law and are not meant to bind the public in any way, unless specifically incorporated into a contract. This document is intended only to provide clarity to the public regarding existing requirements under the law.

- Medicaid & CHIP 1135 Waiver
- Temporary authorization for Legally Responsible Individuals (LRIs) as paid caregivers under the Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) Benefit
- Expired 5/11/2023

TEMPORARY AUTHORITY CONTINUED

- COVID-19 Demonstration Application
 - Effective 5/11/2023 and expires 11/11/2023
 - Pending CMS approval
- State Medicaid Director (SMD) Letter [#23-004](#), *Extension of 1915(c) Home and Community-Based Services Appendix K Expiration Dates*

PUBLIC NOTICE AND COMMENT FOR PERMANENT AUTHORITY

- Public Comment Period: August 18, 2023 – September 17, 2023
- Public Hearings: August 21, 2023 and August 29, 2023
- Tribal Consultation: During 30-day public comment period with request by August 31, 2023
- Opportunities to Provide Input:
 - Participating in a Public Hearing
 - Email: 1115.PublicComments@state.nm.us
 - Mail:

Human Services Department

ATTN: HSD/MAD 1115 Public Comments

P.O. Box 2348

Santa Fe, New Mexico 87504-2348

PLANS FOR SUBMISSION TO THE CENTERS FOR MEDICARE & MEDICAID SERVICES (CMS)

- Public Comment Evaluation and Response
- CMS Target Submission Date: September 19, 2023
- CMS 30-day Federal Comment Period
- Completion Date: November 11, 2023
- Public Comment Materials:
<https://www.hsd.state.nm.us/medicaid-1115-waiver-renewal/>
and <https://www.hsd.state.nm.us/providers/written-tribal-notification-letters/>

SUPPLEMENTAL REQUEST: EPSDT LRI PROPOSAL

- **Background:** The COVID-19 pandemic created a notable shortage of health care workers and made it more difficult for individuals under 21 years of age find support in their homes and communities for activities of daily living (ADLs). As a result of the COVID-19 Public Health Emergency (PHE), HSD received several CMS approved emergency waivers, permitting the state to temporarily allow payment for services rendered by family caregivers or LRIs under the Fee for Service and Managed Care delivery systems.
- **Proposal:** HSD is proposing to supplement and enhance the Medicaid Turquoise Care 1115 renewal application to permanently allow State-authorized legally responsible individuals (LRIs), such as relatives and guardians, to render Personal Care Services (PCS) under the Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) benefit.

SUPPLEMENTAL REQUEST: EPSDT LRI PROPOSAL CONTINUED

- Turquoise Care aims to expand eligibility and strengthen access to coverage, while also improving care delivery. In addition to the Medicaid eligibility groups currently enrolled in Centennial Care 2.0 and groups captured in HSD's Waiver Renewal Application, this revision allows for the continued coverage of LRIs as paid caregivers under the EPSDT benefit serving beneficiaries under the age of 21.
- Proposal Objectives:
 - Supporting access to PCS by allowing a wider pool of qualified providers;
 - Enabling individuals to receive medically necessary services in the event the traditional provider workforce is diminished or there is inadequate capacity;
 - Strengthening the provision of supports in the community using a cost-effective person-centered approach; and
 - Ensuring that legally responsible individuals can be justly compensated for their caregiving work.



SUPPLEMENTAL REQUEST: EPSDT LRI PROPOSAL CONTINUED



- Members accessing services must coordinate with appropriate provider agencies to ensure the LRI's provision of service is authorized by the Managed Care Organization or Third-Party Assessor (TPA). The LRI must meet all personal care service requirements, personal care service training, and extraordinary care requirements.

SUPPLEMENTAL REQUEST: EPSDT LRI PROPOSAL CONTINUED

	DY11	DY12	DY13	DY14	DY15	Five Year Total
	CY 2024	CY 2025	CY 2026	CY 2027	CY 2028	
Projected Enrollment for Supplemental Turquoise Care Proposal: LRIs for EPSDT Personal Care	861	1,057	1,235	1,434	1,654	6,241
Projected Expenditures for Supplemental Turquoise Care Proposal: LRIs for EPSDT Personal Care	\$15,172,128	\$19,557,205	\$23,993,135	\$29,252,223	\$35,427,092	\$123,401,783
Original Turquoise Care Proposals	\$91,147,000	\$110,979,000	\$132,961,000	\$136,625,000	\$140,487,000	\$612,199,000
Total	\$106,319,128	\$130,536,205	\$156,954,135	\$165,877,223	\$175,914,092	\$735,600,783

SUPPLEMENTAL REQUEST: EPSDT LRI PROPOSAL CONTINUED

- **Goal:** Build a New Mexico health care delivery system where every Medicaid member has a dedicated health care team that is accessible for both preventive and emergency care that supports the whole person - their physical, behavioral, and social drivers of health.
- **Hypothesis:** The ability for legally responsible individuals to provide personal care services to individuals receiving EPSDT PCS services will ensure member access to EPSDT PCS services.
- **Methodology:** Members receiving personal care EPSDT services from legally responsible individuals will have the same or greater utilization of necessary EPSDT PCS services annually throughout the demonstration in comparison to service utilization prior to implementation of this benefit.

SUPPLEMENTAL REQUEST: PUBLIC COMMENTS

- Public Hearing August 29, 2023 from 4:00 p.m. to 5:00 p.m. Mountain Standard Time (MST)
 - In-Person Attendance: Human Services Department, 1474 Rodeo Road, Santa Fe, New Mexico 87507
 - Virtual Attendance: (Zoom Webinar Information): Dial In: (669) 900-6833, Meeting ID: 967 7249 3243, Password: 943031, Link: <https://mmc.zoom.us/j/96772493243?pwd=Sy91dm84WXBoU2FtUWxOaFhZeGkydz09>
- Email: 1115.PublicComments@state.nm.us
- Mail: HSD/MAD 1115 Public Comments, P.O. Box 2348, Santa Fe, New Mexico 87504-2348

**The deadline to provide public comments is
Sunday, September 17, 2023 at 5:00 p.m. MST**