

Table of Contents

State/Territory Name: Texas

State Plan Amendment (SPA) : TX-22-0034

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

October 6, 2022

Ms. Stephanie Stephens
State Medicaid/CHIP Director
Health and Human Services Commission
Mail Code: H100
Post Office Box 13247
Austin, Texas 78711

RE: Texas TN 22-0034

Dear Ms. Stephens:

We have reviewed the proposed Texas State Plan Amendment (SPA) to Attachment 4.19-B, TX#22-0034, which was submitted to the Centers for Medicare & Medicaid Services (CMS) on September 27, 2022. The proposed amendment updates the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) program fee schedule.

Based upon the information provided by the State, we have approved the amendment with an effective date of September 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 Monica Neiman at: Monica.Neiman@cms.hhs.gov.

Sincerely,

Todd McMillion

Todd McMillion
Director
Division of Reimbursement Review

Enclosures

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

1. TRANSMITTAL NUMBER
2 2 0 0 3 4

2. STATE
T X

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE
SOCIAL SECURITY ACT

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

4. PROPOSED EFFECTIVE DATE
September 1, 2022

5. FEDERAL STATUTE/REGULATION CITATION
**Social Security Act § 1905(r), relating to Early and Periodic Screening,
Diagnosis and Treatment; 42 C.F.R. §§ 440.40 and 441.56.**

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)
a. FFY 2022 \$ 9,173
b. FFY 2023 \$ 88,364

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

**Attachment 4.19-B
Page 25i
Page 25m**

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 PAGE NUMBER OF THE SUPERSEDED PLAN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

**Attachment 4.19-B
Page 25i (TN 22-0002)
Page 25m (TN 20-0014)**

9. SUBJECT OF AMENDMENT

The proposed amendment updates the Early and Periodic Screening, Diagnosis, and Treatment (EPSDT) program fee schedule.

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: Sent to Governor's Office this date. Comments, if any, will be forwarded upon receipt.

11. SIGNATURE OF STATE AGENCY OFFICIAL

Stephanie Stephens
Digitally signed by
Stephanie Stephens
Date: 2022.09.27
14:31:19 -05'00'

15. RETURN TO

**Stephanie Stephens
State Medicaid Director
Post Office Box 13247, MC: H-100
Austin, Texas 78711**

12. TYPED NAME

Stephanie Stephens

13. TITLE

State Medicaid Director

14. DATE SUBMITTED

September 27, 2022

FOR CMS USE ONLY

16. DATE RECEIVED

September 27, 2022

17. DATE APPROVED

October 6, 2022

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL

September 1, 2022

19. SIGNATURE OF APPROVING OFFICIAL

Todd McMillion

20. TYPED NAME OF APPROVING OFFICIAL

Todd McMillion

21. TITLE OF APPROVING OFFICIAL

Director, Division Reimbursement Review

22. REMARKS

32. Reimbursement Methodologies for Early and Periodic Screening, Diagnosis and Treatment (EPSDT) Services - continued
(10) Physician services

- (a) Services reimbursable only for Medicaid-eligible clients under age 21 include:
 - (1) Vaccines not covered by the Texas Vaccines for Children Program (TVCP) for clients under age 21, which are reimbursed as accessed-based fees in accordance with Item 1 of Attachment 4.19-B, relating to the reimbursement methodology for physicians and certain other practitioners. Payments based on a fee schedule are made for these services.
 - (2) Services delivered by school districts, in accordance with Item 32(17) of Attachment 4.19-B, relating to the reimbursement methodology for School Health and Related Services (SHARS).
- (b) For dates of service on or after September 1, 2019, the reimbursement for services provided by a therapy assistant will be reimbursed at 80 percent of the rate paid to a licensed therapist for the same services.
- (c) All fee schedules are available through the agency's website as outlined on Attachment 4.19-B, page 1.
- (d) The agency's fee schedule was revised with new fees for EPSDT physician services effective September 1, 2022. The fee schedule will be posted on the agency website by September 15, 2022.

TN: 22-0034 Approval Date: October 6, 2022

Supersedes TN: 22-0002 Effective Date: 09-01-2022

32. Reimbursement Methodologies for Early and Periodic Screening, Diagnosis and Treatment- Comprehensive Care Program (EPSDT-CCP) Services - continued

- (19) Environmental Lead Investigations. The rate for on-site environmental lead investigations is reimbursable only for Medicaid-eligible clients under age 21. The initial rate is based on the estimated costs to perform an inspection of the child's primary dwelling. The estimated costs used to develop this rate include salary and fringe costs. Indirect costs are included based on the estimated lifespan of the equipment and the number of anticipated investigations completed annually.
- (a) Payment is limited to providers that are Certified Lead Risk Assessors accredited by the Texas Department of State Health Services.
 - (b) The rate for environmental lead investigations will be reviewed and updated periodically by projecting the initial rate from the historical cost period used to develop the initial rate to the perspective rate period using the Personal Consumption Expenditures (PCE) Chain - Type Price Index.
 - (c) All fee schedules are available through the agency's website, as outlined on Attachment 4.19-B, page 1.
 - (d) The agency's fee schedule was revised with the new fee for environmental lead investigations effective September 1, 2022 and is effective for services provided on or after that date. This fee schedule will be posted on the agency website by September 15, 2022.

TN: 22-0034 Approval Date: October 6, 2022

Supersedes TN: 20-0014 Effective Date: 09-01-2022