

WASP SECTION 1115 DEMONSTRATION

Children, Families, Health, And Human
Services Interim Committee

September 12, 2023



DEPARTMENT OF
**PUBLIC HEALTH &
HUMAN SERVICES**

Agenda

1. 1115 Waiver Overview
2. WASP
3. Proposed Waiver Amendment Request for WASP
4. Timeline and Submission of Public Comment



Accessing Montana Waiver Materials

Information on Health Resources Division Plan First and WASP Waivers can be found on the DPHHS web pages provided below:

WASP (Current Extension)

<https://dphhs.mt.gov/montanahealthcareprograms/medicaid/2022waspwaiver>

WASP (Proposed Amendment Application)

<https://dphhs.mt.gov/montanahealthcareprograms/medicaid/Medicaid1115Waiver/WaspAmendment>



1115 Waiver Overview



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Background On Section 1115 Waiver Authority

- Under Section 1115 Demonstration Waivers, States can request authority to waive almost any Medicaid state plan requirement, allowing states to cover services and/or populations not included in the Medicaid state plan.
- Without a waiver, federal financial participation would not be available for these types of services.
- States must provide a public process for notice and comment on proposed demonstration applications and extensions.



Section 1115 Waiver Authority Requirements

An 1115 Waiver must be:

- ✓ An experimental, pilot or demonstration project;
- ✓ Likely to assist in promoting the objectives of the Medicaid program;
- ✓ Budget neutral to the federal government; and
- ✓ Limited in duration to the extent and period necessary to carry out the demonstration.

Source: Social Security Act (SSA) § 1115.

Waiver For Additional Services And Populations (WASP)



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Summary Of Montana's Current WASP Demonstration

- The WASP is a Montana Medicaid Waiver Program that provides supplementary Montana Medicaid services to two separate populations who would otherwise not qualify for the fuller level of service.
- The WASP currently offers Standard Medicaid benefits to the Mental Health Services Plan (MHSP) individuals age 18 or older with Severe Disabling Mental Illness (SDMI) who are otherwise ineligible for Medicaid benefits and either:
 - Have income 0-138% of the Federal Poverty Level (FPL) and are eligible for or are enrolled in Medicare; or
 - Have income 139-150% of the FPL regardless of Medicare eligibility or enrollment status.
- The WASP provides for 12 months continuous coverage for the MHSP population and is limited to 3,000 members at one time.



Summary Of Montana's Current WASP Demonstration Continued

- The Aged, Blind or Disabled (ABD) population are individuals determined categorically eligible for Medicaid based on their age, blindness and/or disability.
 - This population receives a single limited benefit under WASP in addition to their Standard Medicaid benefit. ABD eligible members can receive dental treatment services above the \$1,125 State Plan dental treatment cap.
 - There is no membership limit for this population.
- The WASP Demonstration was extended by CMS in 2022 and is now effective January 1, 2022, through December 31, 2027.



Proposed Waiver Amendment For WASP



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Status Update On The Addition Of Fertility Preservation Services

- During the 2023 Montana Legislative Session, Senate Bill 516 “Provide for the preserving Fertility Act” was passed and signed into law by Governor Gianforte.
- This legislation requires DPHHS to add Medicaid and Healthy Montana Kids coverage for fertility preservation services for aged-eligible individuals diagnosed with cancer when the standard of care involves medical treatment that may directly or indirectly cause infertility.
- DPHHS plans to submit an amendment to the WASP to add the fertility preservation services to Medicaid and HMK eligible populations.



Eligible Populations

- Fertility preservation services included under this Demonstration Amendment are available to Medicaid and HMK eligible individuals who are:
 - diagnosed by a physician as having an active cancer diagnosis requiring treatment that may cause a substantial risk of sterility or infertility; and
 - between the ages of 12 and 35.
- Medicaid and HMK members will qualify for fertility preservation services outlined in this Demonstration based upon their medical need for services.



Benefits

- Qualified Medicaid and HMK members will be eligible to receive the following services:
 - Collection of eggs and sperm consistent with established medical practices or professional guidelines published by the American Society of Reproductive Medicine or the American Society of Clinical Oncology.



Cost Sharing

- Cost sharing/copayment will not be required for Medicaid fertility preservation services.
 - Montana does not require cost sharing or copayments for any Medicaid covered service.
- Individuals enrolled in HMK will be assessed copayments for fertility preservation services in line with the current approved HMK state plan.
 - Fertility preservation services are subject to annual deductibles and copayment provisions as applicable to hospital, medical, or surgical services covered under the state plan.



Enrollment Projections And Annual Expenditures

- DPHHS developed projections for the demonstration period based on state historical expenditures, as available, as well as anticipated cost and utilization trends. Below are the projected enrollment and expenditures for the remaining demonstration years:

	DY21 (2024)	DY22 (2025)	DY23 (2026)	DY24 (2027)
Medicaid Enrollment	15	15	16	16
Medicaid Expenditures	121,838	125,493	137,875	142,012
Expansion Enrollment	21	21	22	23
Expansion Expenditures	170,574	175,691	189,579	204,142
CHIP Enrollment	1	1	1	1
CHIP Expenditures	8,123	8,366	8,617	8,876

The projected fertility preservation enrollment and expenditures result in an estimated fiscal impact of \$1,301,185 for the remaining 4 demonstration years.

Timeline And Submission Of Public Comments



Timeline And Next Steps

Milestones	Proposed Timeline
Conduct 60-day State public comment	August 19, 2023 – October 17, 2023
Mail Tribal Consultation Letter	August 17, 2023
Public Hearing	September 15, 2023 (1:00 PM – 3:00 PM MT)
Review public comments and finalize documents for CMS submission	August – October 2023
Submit WASP Waiver Extension	By October 23, 2023
CMS conducts federal 30-day public comment period	October 2023 – November 2023
Negotiations with CMS	November 2023 - December 2023
Effective date of WASP Waiver Extension	January 1, 2024



Ways To Provide Public Comments

Submit public comments by email, regular mail, or in-person until 11:59 pm on October 17, 2023.

A hard copy of the draft waiver extension application and public notice documents are available at the DPHHS Director's Office, 111 North Sanders St, Room 301, Helena, MT.

By Phone	(406) 444-2584
By Email	dphhscomments@mt.gov
By Regular Mail	Medicaid WASP Fertility Preservation Director's Office PO Box 4210 Helena, MT 59604-4210
In Person	Public Hearing



Opportunities To Provide Public Comments

**Public Hearing will be held on
Friday, September 15, 2023
1pm - 3pm Mountain Time**

Registration and additional information can be found on the DPHHS web page:

<https://dphhs.mt.gov/MontanaHealthcarePrograms/Medicaid/Medicaid1115Waiver/WaspAmendment>

- DPHHS will listen and collect comments.
- All comments will be reviewed and considered equally whether they are received as written or verbal comments.
- DPHHS will provide responses in writing.



Questions?



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