

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
OFFICE OF DIRECTOR

ACTION REFERRAL

SPA - #11-015

TO <i>Singleton</i>	DATE <i>10-19-11</i>
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DIRECTOR'S USE ONLY	ACTION REQUESTED
1. LOG NUMBER <i>100-168</i>	<input type="checkbox"/> Prepare reply for the Director's signature DATE DUE _____
2. DATE SIGNED BY DIRECTOR <i>cc: Mr. Heck, Deps, CMS file</i> <i>Williams, Saxon/Hutto</i> <i>Cleared 11/16/11, letter</i> <i>attached.</i>	<input checked="" type="checkbox"/> Prepare reply for appropriate signature DATE DUE <i>11-21-11</i>  <input type="checkbox"/> FOIA DATE DUE _____  <input type="checkbox"/> Necessary Action

APPROVALS (Only when prepared for director's signature)	APPROVE	* DISAPPROVE (Note reason for disapproval and return to preparer.)	COMMENT
1.			
2.			
3.			
4.			

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
61 Forsyth Street SW, Suite 4T20  
Atlanta, Georgia 30303



October 6, 2011

Mr. Anthony E. Keck, Director  
South Carolina Department of Health and Human Services  
Post Office Box 8206  
Columbia, South Carolina 29202-8206

**RECEIVED**

OCT 19 2011

Department of Health & Human Services  
OFFICE OF THE DIRECTOR

Re: South Carolina Title XIX State Plan Amendment, Transmittal #11-015

Dear Mr. Keck:

South Carolina submitted State Plan Amendment (SPA) #11-015 which was received by the Centers for Medicare and Medicaid Services (CMS) on July 14, 2011. The State Plan Amendment was submitted to increase co-payments for services by \$1.00, with a proposed effective date of July 11, 2011.

We appreciate the informal information furnished to us in response to the submission of this SPA. However, before we can continue to process SPA #11-015 we need further information. We are requesting this additional/clarifying information under provisions of Section 1915(f)(2) of the Social Security Act. This has the effect of stopping the 90-day clock for CMS to take action on the material. A new 90-day clock will not begin until we receive your response to this request.

**Public Notice**

1. Please confirm the State gave advance notice, prior to July 11, 2011 regarding cost sharing increases for Nurse Practitioners and Licensed Midwives.
2. Is the State considering the revision of the effective date to accommodate the public notice for the omitted services?

In accordance with our guidelines to all State Medicaid Directors, dated January 2, 2001, we request that you provide a formal response to this request for additional information no later than 90-days from the date of this letter. If you do not provide us with a formal response by that date, we will conclude that the State has not established that the proposed SPA is consistent with all statutory and regulatory requirements and will initiate disapproval action on the amendment. We ask that you respond to this request for additional information via the Atlanta Regional Office SPA/Waiver mailbox at CMS SPA Waivers Atlanta\_RO4. If you have any questions, please contact Tandra Hodges at 404-562-7409.

Sincerely,

Jackie Glaze  
Associate Regional Administrator  
Division of Medicaid and Children's Health Operations



Log #000168

Anthony E. Keck, Director  
Nikki R. Haley, Governor

November 16, 2011

Ms. Jackie Glaze  
Associate Regional Administrator  
Division of Medicaid and Children's Health Operations  
Centers for Medicare and Medicaid Services – Region IV  
61 Forsyth Street, SW, Suite 4T20  
Atlanta, Georgia 30303-8909

RE: Amended Request: South Carolina Title XIX State Plan Amendment (SPA),  
Transmittal # SC 11-015

Dear Ms. Glaze:

This is in response to your request for additional/clarifying information regarding the above-referenced SPA. Please find the South Carolina Department of Health and Human Services' (SCDHHS) responses to your requests below:

**Public Notice**

1. Please confirm the State gave advance notice, prior to July 11, 2011 regarding cost sharing increases for Nurse Practitioners and Licensed Midwives.

**Response:** SCDHHS published a notice on November 11, 2011, to clarify that "doctor's office visits" included services provided by nurse practitioners and licensed midwives.

2. Is the State considering the revision of the effective date to accommodate the public notice for the omitted services?

**Response:** After discussions with CMS, SCDHHS republished notice clarifying that the prior notice regarding cost sharing increases included nurse practitioners and licensed midwives. SCDHHS made sure to include in the text of the second notice that it had previously published notice on June 6, 2011. Therefore, SCDHHS has not revised the effective date.

Ms. Jackie Glaze  
November 16, 2011  
Page 2

We trust this response addresses all the issues raised in CMS' RAI. Please contact Deirdra T. Singleton at (803) 898-2647, if you have any questions regarding this matter.

Sincerely,

A handwritten signature in black ink, appearing to read 'Anthony E. Keck', with a long horizontal line extending to the right.

Anthony E. Keck  
Director

AEK/sb

Enclosure

JEFF STENSLAND SC STATE HEALTH & HUMAN SERVICES  
PO BOX 8206 ATTN: ACCTS PAYABLE  
COLUMBIA SC 29202

## AFFIDAVIT OF PUBLICATION

# The Post and Courier

State of South Carolina

County of Charleston

Personally appeared before me the undersigned advertising clerk of the above indicated newspaper published in the city of Charleston, county and state aforesaid, who, being duly sworn, says that the advertisement of

(copy attached)

appeared in the issues of said newspaper on the following day(s):

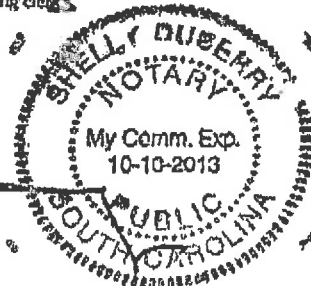
11/11/11 Fri PC  
11/11/11 Fri CNW

at a cost of \$131.70  
Account# 107784  
Order# 643505  
P.O. Number:

Subscribed and sworn to before  
me this 15th day  
of November  
A.D. 2011

*K. Edging*  
advertising clerk

*Shelly Duberry*  
NOTARY PUBLIC, SC  
My commission expires



**PUBLICATION NOTICE**  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

The South Carolina Department of Health and Human Services (SCDHHS) is currently accepting applications for the following positions:

On June 4, 2011, the SCDHHS announced that it had received applications for the following positions:

On June 4, 2011, the SCDHHS announced that it had received applications for the following positions:

Copies of this notice are available at each County Department of Health and Human Services office for public review. Additional information concerning this proposed action is available upon request at the address cited below.

Any written comments submitted may be reviewed by the public at the Department of Health and Human Services, Division of Physician Services, 1801 Main Street, Columbia, South Carolina, Monday through Friday, between the hours of 9:00 A.M. and 5:00 P.M.

Anthony C. Kock, Director  
Department of Health and Human Services  
1801 Main Street  
Columbia, SC 29201  
704 643505