

## ATTACHMENT A

### **Alabama Title XIX Waivers and Requirements Not Applicable to the Demonstration**

#### **1. Statewideness—Section 1902(a)(1)**

To enable Alabama to implement a program in order to provide benefits to evacuees who are determined to be eligible under a Home State Medicaid program on less than a Statewide basis.

#### **2. Comparability—Section 1902(a)(10)(B)**

To enable Alabama to offer benefits to evacuees that are not comparable to the benefits offered by the Home State to enable Alabama to apply Louisiana and Mississippi income criteria to pregnant women. All other criteria such as level of care and medical admission criteria will be used, consistent with the approved title XIX Alabama State plan.

#### **3. Fair Hearings and Notices—Section 1902(a)(3)**

To enable Alabama to make determinations of temporary eligibility status for a period of up to 5 months without according the right to fair hearings or appeals of adverse determinations that would be available for determinations with respect to eligibility status under the State plan. Nothing in this waiver limits the rights of such individuals to seek a determination of permanent eligibility status in the Home State with the right to fair hearings or appeals of adverse determinations.

#### **4. Cooperation in Establishing Paternity—Section 1902(a)(45)**

To permit Alabama to determine eligibility for evacuees under the Home State program without requiring applicants to comply with paternity cooperation requirements of section 1912.

#### **5. Provider Agreements—Section 1902(a)(32)**

To permit the provision of care in Alabama by individuals or entities who have not executed a Provider Agreement with the Home State Medicaid Agency but have such an agreement with Alabama.

#### **6. Annual Redeterminations of Eligibility—Sections 1902(a)(4) and 1902(a)(19)**

To permit delay of otherwise required redeterminations between August 24, 2005, and January 31, 2006, for evacuees enrolled in Alabama's title XIX program. At Alabama's option, current enrollees in the title XIX program not considered evacuees who are due for recertification between September 30, 2005, and June 30, 2006, will have their enrollment period extended.

**7. Amount, Duration, and Scope—Section 1902(a)(10)(B)**

To permit the provision of different services to evacuees within the Alabama section 1115 demonstration than to other populations in either Mississippi or Louisiana. Alabama will offer the benefits of their title XIX State plan to evacuees.

**8. Retroactive Eligibility—Section 1902(a)(34)**

To enable Alabama to waive the requirement to provide medical assistance for up to 3 months prior to the date that application for assistance under a temporary eligibility period is made for evacuees.

**9. Comparability of Eligibility—Section 1902(a)(17)**

To enable Alabama to determine financial eligibility without using the income and resource methodologies of the AFDC or SSI programs.

**10. Third Party Liability—Section 1902(a)(25)**

To waive the requirement that Alabama collect sufficient information about third party liability at the time of any determination or redetermination of eligibility, if such collection is not possible at that time.

## Alabama Title XXI Waivers

### **1. Eligibility Screening—Section 2102(a)**

The State child health plan of Alabama does not have to reflect the evacuee population. The title XXI simplified eligibility requirements will be applied to the evacuee population. The eligibility rules that apply to the SCHIP evacuee category are described in the Special Terms & Conditions.

### **2. Eligibility Screening—Section 2103(a)**

The title XXI income eligibility guidelines of the simplified eligibility chart criteria will be followed when enrolling evacuee children from these States.

### **3. Annual Reporting Requirements—Section 2108**

To permit not applying annual reporting requirements to this evacuee population.

### **4. Annual Redeterminations—Section 2102**

To permit delay of otherwise required annual redeterminations for the Home/Alabama's title XXI program between August 24, 2005, and June 30, 2006, living in affected areas of Mississippi, Louisiana, and Alabama who were displaced by Hurricane Katrina.

### **Alabama Medicaid Costs Not Otherwise Matchable**

Under the authority of section 1115(a)(2) of the Act, State expenditures under the section 1115 demonstration described below (which would not otherwise be included as matchable expenditures under section 1903) shall, for the period of the project, be regarded as expenditure under the State's title XIX plan. All requirements of the Medicaid statute will be applicable to such expenditures, except those specified below as not applicable to these expenditure authorities. In addition, all requirements in the enclosed Special Terms and Conditions will apply to these expenditure authorities.

- 1.** Alabama expenditures including administrative and benefit costs of extending benefits during a temporary eligibility period to evacuees who fit into the demonstration population consisting of parents, pregnant women, children under age 19, individuals with disabilities, low income Medicare recipients, and low income individuals in need of long term care with incomes up to and including the levels listed on the simplified eligibility chart are determined to be eligible under an Alabama Medicaid program.
- 2.** Expenditures for Home and Community-Based Services for evacuees, including administrative and benefit costs.

### **Section 1115 Demonstration SCHIP Costs Not Otherwise Matchable**

In addition, under the authority of section 1115(a)(2) of the Act as incorporated into title XXI by section 2106(e)(2)(A), State expenditures described below (which would not otherwise be included as matchable expenditures under title XXI) shall, for the period of this project and to the extent of the home State's available allotment under section 2104 of the Act, be regarded as matchable expenditures under the State's title XXI plan. All requirements of the title XXI statute will be applicable to such expenditures, except specified below as not applicable to these expenditure authorities. In addition, all requirements in the enclosed Special Terms and Conditions will apply to these expenditure authorities.

1. Alabama expenditures including both administrative and benefit costs of extending benefits during a temporary eligibility period to evacuees who are determined to be eligible under a Home State SCHIP program.
2. To permit Federal matching payment for the provision of medical assistance on behalf of a child during a temporary eligibility period that is not implemented in accordance with Section 1920A.

No Federal funding for any State programs or for participants not income-eligible according to the Special Terms and Conditions.

**ATTACHMENT B**

**Evacuee Eligibility Simplification Based on Home State Eligibility Rules**

<b><u>Simplified Eligibility Groups</u></b>	<b><u>FPL Levels</u></b>
Children Under Age 19	up to and including 200% FPL
Pregnant Women from Louisiana and Mississippi	up to and including 185% FPL
Pregnant Women from Alabama	up to and including 133% FPL
Individuals with Disabilities	up to and including 300% SSI
Low-income Medicare Recipients	up to and including 100% FPL
Low-income individuals in need of Long Term Care	up to and including 300% SSI
Low-income Parents of Children Under Age 19	up to and including 100% FPL