

## ATTACHMENT A

### Georgia Title XIX Waivers

#### **1. Statewideness and Eligibility Methods and Standards—Sections 1902(a)(1)**

To enable Georgia 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. Fair Hearings and Notices—Section 1902(a)(3)**

To enable Georgia to make determinations of temporary status in the Host State Medicaid program 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.

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

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

#### **4. 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 the Host State's title XIX program. At the Host State's option, current enrollees in title XIX program not considered evacuees who are due for recertification between September 30, 2005 and January 31, 2006 will have their enrollment period extended.

#### **5. Retroactive Eligibility—Section 1902(a)(34)**

To enable Georgia 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.

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

To waive the requirement that the Host State 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.

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

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

## **Georgia Title XXI Waivers**

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

The State child health plan of the Host State 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 simplified eligibility chart criteria will be followed when enrolling evacuee children from the Home States.

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

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

### **Georgia Medicaid Costs Not Otherwise Matchable**

Under the authority of section 1115(a)(2) of the Act, State expenditures under the Georgia 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 expenditures 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. Georgia 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 attached chart are determined to be eligible under a Home State Medicaid program.
2. Expenditures for Home and Community-Based Services furnished to evacuees, including administrative and benefit costs.
3. All expenditures for Long-Term Care services for individuals who need Intermediate Care Facility/Mental Retardation (ICF/MR) or Nursing facility services when those services must be provided temporarily in an alternate setting and/or by alternate providers because providers in the area have reached capacity. The state must approve the alternate settings and alternate providers and periodically assess the health status of these individuals.
4. Expenditures for nursing facility that temporarily admit more than 50 percent of its population whose primary diagnosis is mental health. The nursing facility is not at risk of being classified as an IMD and loses its Medicaid certification and funding.
5. Expenditures for services to evacuees and other eligible individuals at facilities that otherwise meet the qualifications of a nursing facility but, due to the hurricane, temporarily have a majority of residents whose primary diagnosis is a mental disease. Such facilities will not be classified as Institutions for Mental Diseases for purposes of either certification or funding.

### **Georgia PeachCare for Kids 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) of the Act, 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. Host State 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.

The State will establish a process to ensure that demonstration expenditures do not exceed the Home State's available title XXI funding.

No Federal funding for any State programs or for participants not income-eligible according to the simplified eligibility chart in Attachment B.

**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