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CENTERS FOR MEDICARE & MEDICAID SERVICES

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TO: Medicare Advantage Organizations with a Special Needs Plan

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SUBJECT: Medicare Managed Care Manual Chapter 16-B: Special Needs Plans: Updates on Health Risk Assessment Requirement

The purpose of this memorandum is to share updates in a new section 90 of Chapter 16-B of the Medicare Managed Care Manual on requirements for Special Needs Plans (SNPs) to include questions on housing stability, food security, and access to transportation in their health risk assessments.

The new section includes information for SNPs about screening instruments they can use to meet requirements at 42 CFR 422.101(f)(1)(i) finalized in the Contract Year 2023 Medicare Advantage and Part D Final Rule (CMS-4192-F).

Information included in the new section 90 was previously released for public comment through the Paperwork Reduction Act process (docket number CMS-10825). According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number. The valid OMB control number for this information collection is 0938-1446 (Expires 06/30/2026). This is a mandatory information collection. The time required to complete this information collection is estimated to average three hours for each SNP parent organization to update the care management system in order to comply with this information collection, and one quarter of an hour for each SNP to register a username with the National Library of Medicine Value Set Authority Center.

The updated section reflects current regulatory requirements in light of recent rulemaking. Where there are differences between statute or regulations and the manual, the statute or regulations control over the manual (and any other guidance). Therefore, interested parties should consult the applicable statutes, regulations, and final rules.

Chapter 16-B, incorporating the new section, is available at the following link:
<https://www.cms.gov/regulations-and-guidance/guidance/manuals/downloads/mc86c16b.pdf>.
The updates for this section are also in Attachment A.

Please email MMCO at MMCO_DSNPOperations@cms.hhs.gov and your CMS Account Manager with any questions.

Attachment A – section 90

Attachment A – section 90

90 – SNP Health Risk Assessment Screening Requirement

(Rev. XXX, Issued: XX-XX-23, Effective: 1/1/24, Implementation: 1/1/24)

90.1 – General

(Rev. XXX, Issued: XX-XX-23, Effective: 1/1/24, Implementation: 1/1/24)

Regulations at 42 CFR 422.101(f)(1)(i)¹ require that all MA SNP health risk assessments (HRAs) must include at least one question from a list of screening instruments specified by CMS in sub-regulatory guidance on each of three domains (housing stability, food security, and access to transportation) beginning in contract year (CY) 2024. This requirement helps to better identify the risk factors that may inhibit enrollees from accessing care and achieving optimal health outcomes and independence and enable SNPs to take these risk factors into account in enrollee individualized care plans. This section provides the list of CMS-specified screening instruments available for SNPs to meet the requirement.

90.2 - Instruments for Screening for Housing Stability, Food Security, and Access to Transportation

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SNPs can meet the requirement at 42 CFR 422.101(f)(1)(i) in one of two ways:

1) Use a state-required screening instrument that includes questions on the required domains.

As discussed in the CY 2023 MA and Part D Final Rule ([87 FR 27734](#)), SNPs can use state-required Medicaid screening instruments that include questions on housing stability, food security, and access to transportation to satisfy the HRA content requirement in 42 CFR 422.101(f)(1)(i). By allowing SNPs to use the questions in state-required screening instruments, we aim to prevent duplication of screening efforts. For the purposes of this requirement, SNPs that are required by a state to use a certain screening instrument in the same contract year may use that state-required instrument to meet this requirement. For example, a SNP required by a state to use an assessment instrument in CY 2024 that includes questions on these domains could use that instrument to meet the requirement at 42 CFR 422.101(f)(1)(i) for CY 2024.

In addition, CMS recognizes that SNPs operating in a particular state that are *not* subject to state assessment requirements (e.g., chronic condition special needs plans [C-SNPs] and institutional special needs plans [I-SNPs] are not required to have contracts with states) may wish to use an assessment instrument a state requires for dual eligible special needs plans (D-SNPs) to satisfy the requirement at 42 CFR 422.101(f)(1)(i) if that instrument includes questions in the three required domains. C-SNPs and I-SNPs may use such a state-required assessment instrument to meet this requirement as long as the state requires that instrument for D-SNPs in the same state in the same contract year, as outlined above. For example, a C-SNP operating in a state that requires D-SNPs to use a certain assessment instrument in CY 2025 may use that state-specified

¹ <https://www.govinfo.gov/content/pkg/FR-2022-05-09/pdf/2022-09375.pdf>

instrument to meet the 42 CFR 422.101(f)(1)(i) requirement to include questions in the specified domains in CY 2025 so long as that instrument includes the questions in the three required domains. Such SNPs may use questions on the three required domains from a state-required assessment as part of their HRA without using the entire state-required assessment (i.e., adding questions on the three domains to the SNP's own existing HRA instrument).

Finally, SNPs may use state-required screening instruments for plans whose service areas include a state that requires a particular state-specific screening instrument. For example, a SNP plan benefit package whose service area encompasses the Kansas City metro area could include counties in both Missouri and Kansas. In this example, if Missouri required a certain state-specific screening instrument and Kansas did not, the plan may use the Missouri state-required screening instrument for all enrollees in that service area, including those who reside in Kansas.

While many states that require screening for these three domains are using validated screening instruments, some state-required screening instruments may be state-specific and not meet the standards described below (e.g. not a validated, health information technology (IT)-encoded instrument). This could create a challenge for data standardization and interoperability. However, CMS believes the need for flexibility outweighs this potential challenge but may revisit this position in the future. We encourage SNPs to reach out to the states in which they operate with any questions about state-specific screening requirements.

2) Select questions on the required domains from validated, health information technology (IT)-encoded screening instruments.

Alternatively, if not using a state-required screening instrument, SNPs may select questions from other validated, health IT-encoded screening instruments. Table 7 in section 90.1.2 specifies CMS's list of social needs screening instruments from which SNPs must select questions on the three required domains to meet the requirement at 42 CFR 422.101(f)(1)(i) if the SNP does not use a state-required screening instrument that includes questions on the required topics (see Table 7 below).

CMS aimed to include validated, widely used screening instruments and considered the availability of screening instruments, including whether they are proprietary or require a fee. The list in Table 7 includes a number of screening instruments that are non-proprietary and/or available at no cost. For those screening instruments that are proprietary, SNPs are responsible for securing the necessary licenses to use the intellectual property of entities that own these instruments and the questions as formulated in them.

In addition, use of the questions from a specific screening instrument specified by CMS must be consistent with the instructions for the screening instrument for the SNP's use of the question(s) on housing, food security, and access to transportation to satisfy the SNP's obligations under 42 CFR 422.101(f)(1)(i). CMS's review of the questions on the screening instruments specified in Table 7 has taken into account instructions and permissible variations. Therefore, when the developer of a screening instrument allows users to make certain adaptations (e.g., translation into other languages), SNPs should make changes consistent with the screening instrument's specifications or consult with the relevant screening instrument developer to determine what adaptations may be acceptable and whether such adaptations require permission from the instrument developer. SNPs may also want to consult with the instrument developer to

understand how any adaptations to the instrument questions might affect their validity. 42 CFR 422.2267(a)(2) requires that MA organizations must translate required materials, including HRAs, into any non-English language that is the primary language of at least five percent of the individuals in a plan benefit package service area. In addition, beginning for 2024, fully integrated and highly integrated D-SNPs (and applicable integrated plans as defined in 42 CFR 422.561) must translate required materials into the language(s) required by the Medicaid translation standard specified in the capitated Medicaid managed care contract held by the D-SNP or its affiliated Medicaid managed care plan.

In selecting the screening instruments from which a SNP may select questions to comply with 42 CFR 422.101(f)(1)(i), CMS applied the following criteria:²

- **Screening instruments that are validated, widely used, and available.** CMS determined that the screening instruments the stakeholder-led Gravity Project has identified as appropriate to screen for the each of the three required domains meet this standard. The Gravity Project is a national public collaborative that convenes stakeholders through an open and transparent collaborative process to develop and test consensus-based standards to facilitate social determinants of health (SDOH) data capture.³
- **Screening instruments that maximize opportunities for SNPs to collect and analyze standardized, quantifiable, and actionable data.** CMS determined that, in order to meet this standard, questions and responses in screening instruments should be mapped to health IT vocabulary standards (i.e., have available LOINC[®] coding terminology).

As described in the CY 2023 MA and Part D Final Rule, CMS considered the extensive work various stakeholders have already done to research and validate screening instruments in developing the above criteria. The above criteria align with the data elements established as part of the United States Core Data for Interoperability, Version 2, in which LOINC[®] is identified as an applicable vocabulary standard for SDOH assessments.⁴ By identifying validated screening instruments that use available health IT coding terminology as acceptable sources for the questions required by 42 CFR 422.101(f)(1)(i), CMS aims to encourage greater standardization of social needs screening data and facilitate interoperable exchange of such data.

The screening instruments in Table 7 meet the above criteria at the time CMS updated this section. However, the social needs screening field is evolving quickly, and screening instruments that currently do not meet the criteria outlined above may meet those criteria in the future (e.g., new LOINC[®] coding terminology may be created for a screening instrument for which it was previously not available).

² Furthermore, Table 7 in section 90.1.2 also incorporates screening instruments included in the specification for the National Committee for Quality Assurance’s (NCQA) Social Need Screening and Intervention” measure in *HEDIS Volume 2: Technical Specifications for Health Plans*, 705-717.

³ The Gravity Project convenes subject matter experts to evaluate and vote on the validity and appropriateness of available assessment instruments to screen for various domains. For the purposes of this requirement, we have combined Gravity’s three housing-related domains (housing instability, homelessness, and inadequate housing) into one topic (“housing stability”).

⁴ See the final USCDI v2 document: <https://www.healthit.gov/isa/sites/isa/files/2021-07/USCDI-Version-2-July-2021-Final.pdf>.

Therefore, in addition to the list of screening instruments specified in Table 7, SNPs can use questions on the three required domains from screening instruments included in the Gravity Project's lists linked below of screening instruments by domain, which can be found in the National Library of Medicine Value Set Authority Center (VSAC).⁵ The Gravity Project compiles these lists to include screening instruments with available LOINC[®] coding that its members have identified as appropriate to screen for each domain, and will update them if and when new screening instruments meet these standards. CMS has determined the assessment instruments on these lists meet the criteria described above and are permissible for a SNP to draw from for the required questions on housing stability, food security, and access to transportation. Please note that VSAC users must create an account and be logged in to access the links below.

- **Food Security:** [VSAC Food Insecurity Screening Assessments](#)
- **Housing Stability:** [VSAC Homelessness Screening Assessments](#); [VSAC Housing Instability Screening Assessments](#); [VSAC Inadequate Housing Screening Assessments](#)
- **Access to Transportation:** [VSAC Transportation Insecurity Screening Assessments](#)

Currently, the screening instruments included in the VSAC are also listed in Table 7. In the future, the VSAC lists may expand to include additional instruments that meet the above criteria. CMS will review the VSAC resources linked above to ensure that questions on the three domains are acceptable under 42 CFR 422.101(f)(1)(i). SNPs may use questions from assessment instruments included in this value set as of July 2023.

CMS Post-Acute Care (PAC) Assessment Instruments

Table 7 includes several CMS PAC assessment instruments that include a question on access to transportation that is almost identical to a transportation question included in the Protocol for Responding to and Assessing Patients' Assets, Risks, and Experiences (PRAPARE) assessment instrument, but has a small modification to the response choices. These assessment instruments have been thoroughly tested, have associated LOINC coding to collect standardized data, and are already in use by providers. SNPs may use them to meet the requirement for including one or more questions on access to transportation in their HRAs. More details about the CMS PAC assessment instruments can be found in the CMS [Data Element Library](#).

90.2.1 - Additional Considerations

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Equity & Accessibility

CMS encourages SNPs to consider equity issues in selecting screening instruments and questions, including the questions required by 42 CFR 422.101(f)(1)(i). In particular, SNPs should consider whether the instrument has been validated for racial and ethnic minority populations that the SNP serves and whether the instrument can be translated into languages that are commonly spoken by the SNP's enrollees. In addition, SNPs should consider whether they can provide the questions in accessible formats using auxiliary aids and services as required by

⁵ VSAC is a repository for clinical coding vocabularies that define clinical concepts to support interoperable health information exchange, and is provided by the National Library of Medicine in collaboration with the Office of the National Coordinator for Health Information Technology and CMS.

section 1557 of the Affordable Care Act and implementing regulations at 45 CFR Part 92. These regulations require plans to provide appropriate auxiliary aids and services, including interpreters and information in alternate formats, to individuals with impaired sensory, manual, or speaking skills where necessary to afford such persons an equal opportunity to benefit from the service.

Questions from Multiple Assessment Instruments

SNPs are not required to adopt any of these screening instruments wholesale. SNPs must adopt one or more questions related to each of the required three domains specified in 42 CFR 422.101(f)(1)(i) in their HRAs. SNPs do not need to select questions on the three required domains from just one assessment instrument. For example, a SNP may choose one question from a particular screening instrument on food security, and a question on housing stability from another screening instrument. This also applies to state-required assessment instruments. For example, if a SNP uses a state-required assessment that includes questions about housing stability and food security, but does not include any questions about access to transportation, the SNP must still include a question on access to transportation in its HRA and therefore must select one or more questions on access to transportation from an assessment instrument specified by CMS in this guidance.

Assessment Instruments with Multiple Questions on the Same Domain

There may be instances where an instrument includes multiple questions in the required domains. For example, an assessment instrument may include a question about housing instability as well as a question about quality of housing—both of which pertain to the required housing stability domain. If an instrument includes more than one question for a domain and a SNP elects to screen for that domain using that instrument, CMS strongly encourages the SNP adopt *all* of the questions for that domain in their health risk assessment. Validated assessment instruments with multiple questions on the same domain have been validated as a panel of questions and may be less accurate at screening an enrollee for a particular need when only one question from that panel is used. However, a SNP can comply with 42 CFR 422.101(f)(1)(i) even if the plan does not use the full suite of questions on a domain from a particular screening instrument.

90.3 – List of Social Needs Screening Instruments
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Table 7: Social Needs Screening Instruments (Version 1.0)

Note: In selecting a question in one of the required domains from the screening instruments specified here, SNPs should use the most recent version of the screening instrument(s).

SNP Social Needs Screening Instruments			
	Housing Stability	Food Security	Access to Transportation

Accountable Health Communities (AHC) Health-Related Social Needs (HRSN) Screening Tool	X	X	X
American Academy of Family Physicians (AAFP) Social Needs Screening Tool	X	X	X
Health Leads Screening Panel®	X	X	X
Protocol for Responding to and Assessing Patients' Assets, Risks, and Experiences [PRAPARE]®	X	X	X
We Care Survey	X	X	
WellRx Questionnaire	X	X	X
Hunger Vital Sign™ (HVS)		X	
U.S. Household Food Security (SNPs can select questions from the 18-, 10-, or 6-item surveys)		X	
Comprehensive Universal Behavior Screen (CUBS)			X
PROMIS®			X
CMS Post-Acute Care (PAC) Assessment Instruments: <ul style="list-style-type: none"> • Inpatient Rehabilitation Facilities Patient Assessment Instrument (IRF-PAI) • Long-Term Care Hospitals Continuity Assessment Record and Evaluation Data Set (LCDS) • Home Health Agencies Outcome and Assessment Information Set (OASIS) 			X

