

Message

From: Katch (she/her), Hannah (CMS/OA); (b)(6)
(b)(6)

Sent: 4/16/2023 5:05:35 PM

To: Keith, Katie M. EOP/WHO; (b)(6) Volin, Lina L. EOP/WHO; (b)(6)

CC: Wulff, Kacey (OS/IOS/); (b)(6)
(b)(6) -Katharine.W]; Richardson (she/her),
Erin (CMS/OA); (b)(6)
(b)(6); Rodriguez, Paul
(HHS/OGC); (b)(6)
(b)(6)

Subject: call to NWLC plaintiff - privileged

Hi Lina and Katie -- I hope you're both doing well and get a break at some point this weekend!

With everything going on, I wanted to flag that we are working to set up a brief call between the CMS Administrator and the NWLC plaintiff involved in the CMS enforcement action. As you know, details related to the enforcement action will be releasable to the public on Thursday (4/20), so we are working to set up the call before then. I know there's been discussion of setting up a call with a White House principal as well – I'm sure she'd welcome it. Let us know if we can be helpful.

Thank you!

Hannah

Message

From: Hebert, Krista (CMS/CMCS); (b)(6)
(b)(6)
Sent: 3/3/2023 6:28:33 PM
To: Schubel, Jessica L. EOP/WHO; (b)(6); Gerwin, Mikaela D. EOP/WHO
(b)(6); Pryor, Rachel (HHS/OS/IOS); (b)(6)
Group (b)(6); Arguello, Andres
(OS/IOS); (b)(6); Tsai, Daniel
(CMS/CMCS); (b)(6); Costello, Anne Marie
(CMS/CMCS); (b)(6); Vitolo, Sara
(CMS/FCHCO); (b)(6); Briskin, Perrie
(CMS/CMCS); (b)(6); Katch (she/her), Hannah
(CMS/OA); (b)(6); McClenathan, Jane
(CMS/CMCS); (b)(6);
(b)(6)
Subject: RE: RE: CMCS Rollouts - Week of 3/6

Hi Jessica,

Please find below an updated schedule of upcoming CMCS Rollouts. Please let us know if you have any questions!

CMCS Rollouts: Week of 3/6

No press release unless noted.

Week of 3/6

- VT 1115 Reasonable Opportunity Period (ROP) PHE Amendment – 3/7
- SMDL: Third Party Liability – 3/8

Next Two Weeks

- SPA: IL/NM (TBD) Free Care Spa – March TBD (press release)
 - Note: The release date is still TBD but we think it may be closer to early/mid-March
- CA 1115 PHE CHIP Amendment – ~3/15
- NC 1115 BH/IDD Amendment – ~3/15
 - Background: Beneficiaries who reside in an intermediate care facilities for individuals with intellectual disabilities (ICF-IID), participate in North Carolina’s Transitions to Community Living Initiative, are enrolled in the Innovations or TBI 1915(c) waiver, or live in state-funded residential treatment will be enrolled in a BH I/DD tailored plan with no opt out option. These individuals would have the choice to enroll in a standard plan when they are no longer using residential services.
- MA 1115 PHE Amendment - ~3/17
- NH 1115 Dentures Coverage Amendment - ~3/17
- SMDL: Justice Involved Re-Entry - ~3/20 (press release)

Next Three Months (Mar-May)

These are only the high profile rollouts. The timeframes are estimates. No press release unless noted.

- 1115: NJ Family Care Demo - ~3/30

- Reg: Skinny Hyde – March TBD
- NPRM: Medicaid Drug Misclassification – April TBD
- CIB: PHE & Implementations for Medicaid/CHIP Flexibilities – April TBD
- Health Equity Data Briefs - ~4/20
- Reg: Managed Care – ~4/24 (press release)
- Reg: Access - ~4/24 (press release)
- School-Based Claiming Guide – May (press release)

ACCESS, MC REG/SCHOOL CALENDAR

DATE	DOC	ACTION
1/5	Access	HHS R1 Review
1/17	Access	HHS R1 <u>Comments Due</u>
1/19	Managed Care	HHS R2/OMB R1 Review
1/30	Access	HHS R2/OMB R1 Review
2/2	Managed Care	HHS R2/OMB R1 <u>Comments Due</u>
2/8	School Guide	CMS R1 Feedback Due
2/17	School Guide	Enter into CMS R2 Clearance
2/17	Access	HHS R2/OMB R1 <u>Comments Due</u>
2/23	Managed Care	CMS R2 Feedback Due
2/27	Access	HHS R3/OMB R2 Review
3/3	School Guide	HHS R1 Review
3/8	Managed Care	HHS R3/OMB R2 <u>Comments Due</u>
3/13	Access	HHS R3/OMB R2 <u>Comments Due</u>
3/17	School Guide	HHS R1 <u>Comments Due</u>
3/21	Managed Care	HHS/OMB Showstopper Review
3/27	Managed Care	HHS/OMB <u>Showstopper Due</u>
3/30	Access	HHS/OMB Showstopper Review
4/3	School Guide	HHS R2/ED R1 Review
4/6	Access	HHS/OMB <u>Showstopper Due</u>
4/11	School Guide	HHS R2/ED R2 <u>Comments Due</u>
4/19	School Guide	EOP R1 Review
4/24	Managed Care	Target Display
4/24	Access	Target Display
4/28	School Guide	EOP R1 <u>Comments Due</u>
5/6	School Guide	EOP R2 Review
5/11	School Guide	EOP R2 <u>Comments Due</u>
5/18	School Guide	Target Release

* Note: E&E Reg HHS review is due to start in September, E&E Reg OMB review is due to start in November

From: Hebert, Krista (CMS/CMCS)

Sent: Thursday, February 23, 2023 2:13 PM

To: Schubel, Jessica L. EOP/WHC (b)(6) Gerwin, Mikaela D. EOP/WHO
 (b)(6) Pryor, Rachel (HHS/OS/IOS) <Rachel.Pryor@hhs.gov>; Arguello, Andres (OS/IOS) <Andres.Arguello@hhs.gov>; 'Daniel Tsai (CMS/OA) (daniel.tsai@cms.hhs.gov)' <daniel.tsai@cms.hhs.gov>; 'annemarie.costello@cms.hhs.gov' <annemarie.costello@cms.hhs.gov>; 'Sara Vitolo (CMS/FCHCO) (Sara.Vitolo@cms.hhs.gov)' <Sara.Vitolo@cms.hhs.gov>; 'Perrie Briskin (CMS/OA) (perrie.briskin@cms.hhs.gov)' <perrie.briskin@cms.hhs.gov>; Katch (she/her), Hannah (CMS/OA) <Hannah.Katch@cms.hhs.gov>; McClenathan, Jane

(CMS/CMCS) <Jane.McClenathan@cms.hhs.gov>

Subject: CMCS Rollouts - Week of 2/27

Hi Jessica,

Please find the list of CMCS rollouts for the week of 2/27 below --

CMCS Rollouts: Week of 2/27

No press release unless noted.

Week of 2/27

- Nov 2022 Medicaid & CHIP Enrollment Report - ~2/28

Next Two Weeks

- CA 1115 PHE CHIP Amendment – ~3/15
- NC 1115 BH/IDD Amendment – ~3/15
 - Background: Beneficiaries who reside in an intermediate care facilities for individuals with intellectual disabilities (ICF-IID), participate in North Carolina’s Transitions to Community Living Initiative, are enrolled in the Innovations or TBI 1915(c) waiver, or live in state-funded residential treatment will be enrolled in a BH I/DD tailored plan with no opt out option. These individuals would have the choice to enroll in a standard plan when they are no longer using residential services.
- MA 1115 PHE Amendment - ~3/17
- NH 1115 Dentures Coverage Amendment - ~3/17

Next Three Months (Mar-May)

These are only the high profile rollouts. The timeframes are estimates. No press release unless noted.

- SPA: IL/NM (TBD) Free Care Spa – March TBD (press release)
- SMDL: Justice Involved Re-Entry - ~3/20 (press release)
- 1115: NJ Family Care Demo - ~3/30
 - FYI - After further discussion, we do not think a press release makes sense after all – a press release is useful to generate national news coverage and it’s doubtful whether many national news outlets would pick this up. Instead, what we think would be more effective is to instead pitch an exclusive interview with Dan to news outlets (national and local) and pitch the story to local outlets.
- SMDL: 3rd Party Liability - ~4/28
- Reg: Skinny Hyde – March
- NPRM: Medicaid Drug Misclassification – April
- CIB: PHE & Implementations for Medicaid/CHIP Flexibilities – April TBD
- Health Equity Briefs - ~4/20
- Reg: Managed Care – ~4/24 (press release)
- Reg: Access - ~4/24 (press release)
- School-Based Claiming Guide – May (press release)

From: Hebert, Krista (CMS/CMCS)

Sent: Friday, February 17, 2023 2:31 PM

To: Schubel, Jessica L. EOP/WHO; (b)(6); Gerwin, Mikaela D. EOP/WHO
(b)(6); Pryor, Rachel (HHS/OS/IOS) <Rachel.Pryor@hhs.gov>; Arguello, Andres (OS/IOS) <Andres.Arguello@hhs.gov>; Daniel Tsai (CMS/OA) (daniel.tsai@cms.hhs.gov) <daniel.tsai@cms.hhs.gov>; annemarie.costello@cms.hhs.gov; Sara Vitolo (CMS/FCHCO) (Sara.Vitolo@cms.hhs.gov) <Sara.Vitolo@cms.hhs.gov>; Perrie Briskin (CMS/OA) (perrie.briskin@cms.hhs.gov) <perrie.briskin@cms.hhs.gov>; Katch (she/her), Hannah (CMS/OA) <Hannah.Katch@cms.hhs.gov>; McClenathan, Jane (CMS/CMCS) <Jane.McClenathan@cms.hhs.gov>

Subject: CMCS Rollouts - Week of 2/20

Hi all,

Here are CMCS rollouts for next week. Perrie is out today, so please let me know if you have any questions/concerns.

Best,
Krista

CMCS Rollouts: Week of 2/20

No press release unless noted.

Week of 2/20

- Reg: DSH Third Party Payer NPRM – 2/22

Next Two Weeks (2/27-3/10)

- November 2022 Enrollment Report – 2/28
- MT 1115 HEART Demo – ~2/28
 - Background: Approval will allow the state to provide contingency management services to individuals that have been diagnosed with a stimulant use disorder. These services are provided as part of a twelve-week program in which a beneficiary can cumulatively receive \$599 per year, per an established payment schedule, for testing negative for identified stimulants. In addition, the state will receive authority to provide pre-tenancy and tenancy support services to individuals with SMI/SUD who are experiencing chronic homelessness or risk of homelessness.
- NC 1115 BH/IDD Amendment – ~2/28
 - Background: Beneficiaries who reside in an intermediate care facilities for individuals with intellectual disabilities (ICF-IID), participate in North Carolina’s Transitions to Community Living Initiative, are enrolled in the Innovations or TBI 1915(c) waiver, or live in state-funded residential treatment will be enrolled in a BH I/DD tailored plan with no opt out option. These individuals would have the choice to enroll in a standard plan when they are no longer using residential services.
- CA 1115 PHE CHIP Amendment – ~2/28
- Medicaid and CHIP COVID-19 Data Snapshot through July 2022 – ~3/1

Next Three Months (Mar-May)

These are only the high profile rollouts. The timeframes are estimates. No press release unless noted.

- SMDL: Justice-Involved – ~3/20 (press release)
- NJ 1115 Demo Extension – ~3/30 (press release)
- Reg: Skinny Hyde – Late March
- Reg: Medicaid Drug Misclassification – April
- CIB: End of PHE and Implications for Medicaid/CHIP Flexibilities – ~4/4
- Health Equity Data Briefs – ~4/20
- Reg: Managed Care – ~4/24 (one press release for both Managed Care and Access)
- Reg: Access – ~4/24 (one press release for both Managed Care and Access)
- School-based Claiming Guide – Late May (press release)

ACCESS, MC REG/SCHOOL CALENDAR

DATE	DOC	ACTION
1/5	Access	HHS R1 Review
1/17	Access	HHS R1 <u>Comments Due</u>
1/19	Managed Care	HHS R2/OMB R1 Review
1/30	Access	HHS R2/OMB R1 Review
2/2	Managed Care	HHS R2/OMB R1 <u>Comments Due</u>
2/17	Access	HHS R2/OMB R1 <u>Comments Due</u>

<i>LATE</i>		<i>LATE: with OMB</i>
2/22	Managed Care	HHS R3/OMB R2 Review
2/27	Access	HHS R3/OMB R2 Review
3/3	School Guide	HHS R1 Review
3/8	Managed Care	HHS R3/OMB R2 <u>Comments Due</u>
3/13	Access	HHS R3/OMB R2 <u>Comments Due</u>
3/17	School Guide	HHS R1 <u>Comments Due</u>
3/21	Managed Care	HHS/OMB Showstopper Review
3/27	Managed Care	HHS/OMB Showstopper <u>Due</u>
3/30	Access	HHS/OMB Showstopper Review
4/3	School Guide	HHS R2 Review
4/6	Access	HHS/OMB Showstopper <u>Due</u>
4/14	School Guide	HHS R2 <u>Comments Due</u>
4/24	<i>Managed Care</i>	<i>Target Display</i>
4/24	<i>Access</i>	<i>Target Display</i>
4/24	School Guide	EOP R1 Review
5/3	School Guide	EOP R1 <u>Comments Due</u>
5/11	School Guide	EOP R2 Review
5/17	School Guide	EOP R2 <u>Comments Due</u>
5/25	<i>School Guide</i>	<i>Target Release</i>

* Note: E&E Reg HHS review is due to start in September, E&E Reg OMB review is due to start in November

Krista (Vrabel) Hebert

Special Policy Assistant, Office of the Center Director

Center for Medicaid & CHIP Services (CMCS)

Cell: (b)(6)

Message

From: Briskin, Perrie (CMS/CMCS); (b)(6)
(b)(6)
Sent: 3/3/2023 11:52:59 PM
To: Tsai, Daniel (CMS/CMCS); (b)(6)
(b)(6)
Subject: RE: RE: (b)(6) re: preparing for the end of the PHE.

Yep, I have forwarded.

From: Tsai, Daniel (CMS/CMCS) <Daniel.Tsai@cms.hhs.gov>
Sent: Friday, March 3, 2023 6:14 PM
To: Briskin, Perrie (CMS/CMCS) <Perrie.Briskin@cms.hhs.gov>
Subject: FW: (b)(6) re: preparing for the end of the PHE.

Hi – assume this being controlled through SWIFT – but can you get to the right folks policy wise
Thanks

From: (b)(6)
Sent: Friday, March 3, 2023 4:49 PM
To: ashish.k.jha (b)(6); Richardson (she/her), Erin (CMS/OA (b)(6)); Tsai, Daniel (CMS/CMCS) <Daniel.Tsai@cms.hhs.gov>; Blum, Jonathan (CMS/OA) <Jonathan.Blum@cms.hhs.gov>
Cc: O'Connell, Dawn (OS/ASPR/IO) <Dawn.Oconnell@hhs.gov>; (b)(6)
Subject: (b)(6) re: preparing for the end of the PHE.

Dear Dr. Jha, Secretary O'Connell, and Dr. Tsai,

(b)(6)

Sincerely,

(b)(6)

(b)(6)

Message

From: Briskin, Perrie (CMS/CMCS); (b)(6)
(b)(6)

Sent: 3/16/2023 4:41:10 PM

To: Schubel, Jessica L. EOP/WHO; (b)(6)

CC: Tsai, Daniel (CMS/CMCS); (b)(6)
(b)(6); Pryor, Rachel
(HHS/OS/IOS); (b)(6)
(b)(6); Costello, Anne Marie
(CMS/CMCS); (b)(6)
(b)(6); Katch (she/her),
Hannah (CMS/OA); (b)(6)
(b)(6); Arguello, Andres
(OS/IOS); (b)(6)
(b)(6); Hebert, Krista
(CMS/CMCS); (b)(6)
(b)(6); Deboy, Alissa
(CMS/CMCS); (b)(6)
(b)(6); Harris, Melissa
(CMS/CMCS); (b)(6)
(b)(6); Sumeracki, Jodie
(CMS/CMCS); (b)(6)
(b)(6); Janu, Shanna
(CMS/CMCS); (b)(6)
(b)(6); Dorsey, Jennifer
(CMS/CMCS); (b)(6)
(b)(6)

Subject: FYI - CMCS-ACL Statement on HCBS Settings Rule - Release Tomorrow Mar 17

Attachments: March 17 ACL-CMS HCBS Settings Rule statement_final.docx

Hi Jessica,

As we discussed last week, for your awareness, attached is the CMCS-ACL statement on the end of the transition period for implementation of the HCBS Settings rule.

This will go out tomorrow, Friday, afternoon, Mar 17, on CMCS and ACL listservs to mark the date. This has been reviewed and cleared by OGC.

Please let us know if you have any questions.

Thank you.

Best,
Perrie

Perrie Briskin
Policy Advisor, Office of the Center Director
Center for Medicaid and CHIP Services (CMCS)
Cell: (b)(6)

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in error, please notify the sender immediately by replying to the e-mail and destroy all copies of the original message. If you are the intended recipient, you are notified that you have the obligation to ensure that any further dissemination, distribution or copying is consistent with applicable law.

Message

From: Briskin, Perrie (CMS/CMCS); (b)(6)
(b)(6)
Sent: 1/13/2023 10:27:28 PM
To: Schubel, Jessica L. EOP/WHO; (b)(6); Sills, Sara R. EOP/OMB (b)(6)
CC: Prvor, Rachel (HHS/OS/IOS); (b)(6)
(b)(6); Tsai, Daniel
(CMS/CMCS); (b)(6)
(b)(6); Costello, Anne Marie
(CMS/CMCS); (b)(6)
(b)(6); Delone, Sarah
(CMS/CMCS); (b)(6)
(b)(6) Weiss, Alice (CMS/CMCS)
(b)(6)
(b)(6) Katch (she/her),
Hannah (CMS/OA); (b)(6)
(b)(6); Arguello, Andres
(OS/IOS); (b)(6)
(b)(6)

Subject: Unwinding SHO - Updated Bootleg for EOP
Attachments: CMS R2 Combined Markup CAA 2023 011223.docx; CMS R2 Combined Markup CAA 2023 011223 to OSROA CLEAN.docx

Hi Jessica and Sara,

See updated bootleg versions of the unwinding SHO following CMS/HHS R1. The docs are now in CMS HHS R2 showstoppers-only. See timeline below. EOP is on track to receive it this Wednesday COB.

Please let us know if you have any questions.

Have a nice weekend.

Thank you.

Best,
Perrie

Unwinding SHO Timeline

- ~~Tues, Jan 10, 9am – to CMS/HHS R1~~
- ~~Thurs, Jan 12, 5pm – CMS/HHS R1 Comments Due~~
- ~~Fri, Jan 13, 2pm – to CMS/HHS R2 showstoppers only~~
- Mon – MLK Holiday
- Tues, Jan 17, 5pm – CMS/HHS R2 24-hour showstoppers due
- Wed, Jan 18, 5pm – to EOP R1
- Fri, Jan 20, 5pm – EOP R1 Comments Due
- Mon, Jan 23, 5pm – to EOP R2 showstoppers only
- Tues, Jan 24, 5pm – EOP R2 showstoppers due
- Wed, Jan 26 – CMS revises
- Thurs, Jan 26, 4pm – Release

Perrie Briskin

Policy Advisor, Office of the Center Director
Center for Medicaid and CHIP Services (CMCS)

Cell: [REDACTED] (b)(6)

Confidentiality and Restricted Disclosure Notice: This e-mail is intended only for the use of the named addressee(s) and may contain information that is confidential, privileged or regulated under federal and/or state law, including The Privacy Act and HIPAA. If you are not the intended recipient, you are hereby notified that any dissemination, distribution or copying of this e-mail is strictly prohibited. If you have received this e-mail in error, please notify the sender immediately by replying to the e-mail and destroy all copies of the original message. If you are the intended recipient, you are notified that you have the obligation to ensure that any further dissemination, distribution or copying is consistent with applicable law.

Message

From: Katch (she/her), Hannah (CMS/OA) (b)(6)
(b)(6)
Sent: 5/5/2023 4:22:23 PM
To: Schubel, Jessica L. EOP/WHO (b)(6)
CC: Tsai, Daniel (CMS/CMCS) (b)(6)
(b)(6)
Subject: FP guidance
Attachments: family planning addendum SHO (7-18-22) V5 clean.docx

Here was the last draft from 7/22.

Message

From: CBL (she/her), Administrator (CMS/OA) (b)(6)
Sent: 4/19/2023 12:12:08 AM (b)(6)
To: Richardson (she/her), Erin (CMS/OA) (b)(6)
Subject: FW: FW: nursing home staffing
Flag: Follow up

Let's talk tomorrow if this version works for Bruce too.

From: CBL (she/her), Administrator (CMS/OA)
Sent: Tuesday, April 18, 2023 8:10 PM
To: Quillian, Natalie H. EOP/WHO (b)(6)
Subject: nursing home staffing

Hello Natalie,

Following up on our earlier conversation today I wanted to give you an update on our proposal (b)(5) (b)(5) which will start making its way through EOP in May and a memo might be coming through your building soon.

We have committed publicly to put out a proposal this spring. This proposal would have lasting impact for the 1.4 million nursing residents across the country and the many workers who care for them, however, CMS anticipates significant pushback from the industry, the Hill, unions and advocates trying to influence the final rule.

Our proposal would include (b)(5)
(b)(5)

This proposal represents what we think the evidence supports, but it will be critically important that the White House, HHS, and CMS visibly support the proposed rule when it is released so we can explain what a groundbreaking step forward this is amid competing narratives. We have also communicated to DPC and NEC that we will need to work swiftly to resolve any remaining policy differences during clearance to meet the spring timeline.

I just wanted to put this on your radar—DPC is being helpful here, but I just want to make sure everyone is aware of the very tricky dynamics re: this policy.

Chiquita

Message

From: Hebert, Krista (CMS/CMCS); (b)(6)
(b)(6)
Sent: 3/14/2023 9:12:55 PM
To: Schubel, Jessica L. EOP/WHO; (b)(6)
CC: Prvor, Rachel (HHS/QS/IOS); (b)(6)
(b)(6); Tsai, Daniel
(CMS/CMCS); (b)(6)
(b)(6); Briskin, Perrie
(CMS/CMCS); (b)(6)
(b)(6); Rashid, Mehreen
(CMS/CMCS); (b)(6)
(b)(6)

Subject: Timing of NJ 1115 Demo Release

Hi Jessica,

I wanted to follow-up regarding the timing of the NJ 1115 Demo release. Unfortunately, after a series of discussions with NJ this week, we are still actively in negotiations around CE and therefore do not think this will release by 3/24 (i.e., the nutrition conference date).

We will continue to keep you posted on the timing and details of this release, otherwise let us know if you have any questions.

Best,
Krista

Krista (Vrabel) Hebert

Special Policy Assistant, Office of the Center Director
Center for Medicaid & CHIP Services (CMCS)

Cell: (b)(6)

Message

From: Briskin, Perrie (CMS/CMCS); (b)(6)
(b)(6)
Sent: 1/6/2023 11:18:01 PM
To: Schubel, Jessica L. EOP/WHO (b)(6); Sills, Sara R. EOP/OMB (b)(6)
CC: Tsai, Daniel (CMS/CMCS); (b)(6)
(b)(6); Costello, Anne Marie
(CMS/CMCS); (b)(6)
(b)(6); Vitolo, Sara
(CMS/ECHCO); (b)(6)
(b)(6); Pryor, Rachel
(HHS/OS/IOS); (b)(6)
(b)(6); Arguello, Andres
(OS/IOS); (b)(6)
(b)(6); Katch (she/her),
Hannah (CMS/OA); (b)(6)
(b)(6); McClenathan, Jane
(CMS/CMCS); (b)(6)
(b)(6); Weiss, Alice
(CMS/CMCS); (b)(6)
(b)(6)
Subject: CMCS Expedited Clearance - Unwinding SHO

Hi Jessica and Sara,

This is a heads up that early next week, we plan to submit into expedited clearance the unwinding SHO. I am still finalizing a timeline with OSORA, but we are targeting a 1/24 rollout, with an EOP R1 with a 48-hour turnaround, and an EOP R2 with a 24-hour showstopper only turnaround. We appreciate, in advance, you working with us on such tight timelines.

As soon as I have a final timeline early next week, I will share it with you both so you know when to expect the SHO draft.

Thank you and have a nice weekend.

Best,
Perrie

Perrie Briskin

Policy Advisor, Office of the Center Director
Center for Medicaid and CHIP Services (CMCS)
Cell: (b)(6)

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Message

From: Katch (she/her), Hannah (CMS/OA); (b)(6)
(b)(6)

Sent: 3/16/2023 8:04:47 PM

To: Keith, Katie M. EOP/WHO; (b)(6); Schubel, Jessica L. EOP/WHO
(b)(6)

CC: Wulff, Kacey (OS/IOS); (b)(6)
(b)(6) Pryor, Rachel
(HHS/OS/IOS); (b)(6)
(b)(6); Tsai, Daniel
(CMS/CMCS); (b)(6)
(b)(6); Briskin, Perrie
(CMS/CMCS); (b)(6)
(b)(6)

Subject: CA reproductive health 1115 update

Hi all,

As you may have seen, California posted a new draft 1115 application for state public comment today:
<https://www.dhcs.ca.gov/provgovpart/Documents/CalRHAD-Draft-Application-for-Public-Comment.pdf>

As noted in the draft, CA is requesting expenditure authority to provide grants to reproductive health providers for enhancing capacity and access to sexual and reproductive health services “for the benefit of individuals enrolled in Medi-Cal and other individuals who currently face barriers to access.” To be eligible for the grants, providers must meet all of the following criteria:

- o Are located in California and licensed under applicable California law;
- o Provide a broad spectrum of sexual and reproductive health care services;
- o Serve a minimum volume of individuals enrolled in Medi-Cal; and
- o Accept patients regardless of ability to pay.

The state also proposes to prioritize grant awards to applying providers located in areas with documented reproductive health provider shortages and access challenges, including rural geographies or medically underserved areas, among others.

Let us know if you have any questions.

Hannah

Message

From: Mallick, Aditi (CMS/CMCS) (b)(6)
(b)(6)

Sent: 3/16/2023 10:27:05 PM

To: jessica.l.schubel (b)(6) Pryor, Rachel (HHS/OS/IOS)
(b)(6) Tsai, Daniel
(CMS/CMCS) (b)(6)
(b)(6) Briskin, Perrie
(CMS/CMCS) (b)(6)

CC: Debov, Alissa (CMS/CMCS) (b)(6)
(b)(6); Denmark, Cindy
(CMS/CMCS) (b)(6); Morgan, Mickey
(CMS/CMCS) (b)(6); Yao, Kristiana
(CMS/OA) (b)(6)
(b)(6)

Subject: quick f/u re: OTC naloxone in Medicaid

Hi folks,

Quick follow-up answers to our OTC naloxone call just now --

- States can choose, but are not required, to cover OTC products. PR just joined MDRP in Jan 2023 so need to confirm where they are on this, but all other programs except Florida (see below) have an OTC coverage of some sort. What it will take for each state to cover OTC naloxone may look different but unlikely to require legislative changes in most cases
 - FL, as of about 2 months, has legislation that prohibits coverage of OTC products through Medicaid. Our Div of Pharmacy team has alerted their team about the potential challenge, and the FL team is having internal discussions to see how they can adjust
 - Covering OTC products needs to be reflected in the Medicaid State Plan and some states may need to submit SPAs to change their OTC coverage. Our Pharmacy team is counselling states on SPA language to be inclusive of other potential OTC products (e.g., OCPs that may get FDA approval later this year).
- States can collect rebates on OTC products if the manufacturer participates in MDRP and there's a 'prescription' / standing order to treat the OTC as an 'Rx' product (based on the overarching requirement for a clinician to request the benefit/service). The magnitude of rebate on an OTC product is based on average manufacturer price (AMP). A state's decision to cover a new OTC naloxone product will likely be based on net/net price, inclusive of federal and supplemental rebates.

Hope that helps,
Aditi

Aditi Mallick, MD (she/her)
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Center for Medicaid and CHIP Services
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(m) (b)(6)

Message

From: Briskin, Perrie (CMS/CMCS); (b)(6)
(b)(6)
Sent: 3/17/2023 5:42:05 PM
To: Schubel, Jessica L. EOP/WHO; (b)(6)
CC: Tsai, Daniel (CMS/CMCS); (b)(6)
(b)(6); Pryor, Rachel
(HHS/OS/IOS); (b)(6)
(b)(6); Costello, Anne Marie
(CMS/CMCS); (b)(6)
(b)(6); Hebert, Krista
(CMS/CMCS); (b)(6)
(b)(6); Katch (she/her),
Hannah (CMS/OA); (b)(6)
(b)(6); Arguello, Andres
(OS/IOS); (b)(6)
(b)(6); Janu, Shanna
(CMS/CMCS); (b)(6)
(b)(6); Dorsey, Jennifer
(CMS/CMCS); (b)(6)
(b)(6); Hennessy, Amy (CMS/OC)
(b)(6)
(b)(6); Trucil, Daniel
(CMS/OC); (b)(6)
(b)(6); Howden, Catherine
(CMS/OC); (b)(6)
(b)(6)
Subject: CMCS Rollouts - Week of 3/20

Hi Jessica,

See upcoming CMCS rollouts below. Have a great time off!

Best,
Perrie

CMCS Rollouts: Week of 3/20

Rollouts with press releases highlighted in yellow.

Week of 3/20

- SPA: OK Post-Partum Extension – 3/23 (press release)

Next Two Weeks

- December 2022 Medicaid & CHIP Enrollment Report - ~3/28
- 1115: NM SMI/SED Amendment- ~3/28
- 2023 Beneficiary Profile - ~3/30
- SMDL: Inmate Transitions Guidance (Justice Involved Re-Entry) – ~3/30 (press release)
- 1115: NJ Family Care Demo - ~3/30 (press release)
- 1115: Guam MDRP Waiver - ~3/30
- NPRM: Medicaid Institutional Payment Adequacy Provision in FY 24 – ~3/31
- NPRM: Medicaid Drug Misclassification – ~4/5

Next Three Months (Apr-Jun)

These are only the high profile rollouts. The timeframes are estimates. Rollouts with press releases highlighted in yellow.

- SPA: IL/NM (TBD) Free Care – April TBD (press release)
- CIB: PHE & Implementations for Medicaid/CHIP Flexibilities – ~4/11
- Reg: Skinny Hyde - ~4/14
- Health Equity Data Briefs and Blog - ~4/20
- Reg: Managed Care – ~4/24 (press release)
- Reg: Access - ~4/24 (press release)
- School-Based Claiming Guide – May (press release)

Perrie Briskin

Policy Advisor, Office of the Center Director

Center for Medicaid and CHIP Services (CMCS)

Cell: (b)(6)

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Message

From: Katch (she/her), Hannah (CMS/OA); (b)(6)
(b)(6)

Sent: 3/20/2023 10:50:53 AM

To: (b)(6)
(b)(6)
(b)(6)
(b)(6)
(b)(6); Schubel, Jessica L. EOP/WHO; (b)(6); Pryor, Rachel
(HHS/OS/IOS); (b)(6)
(b)(6); Cross-Call, Jesse
(OS/IEA); (b)(6)
(b)(6)

CC: Tsai, Daniel (CMS/CMCS); (b)(6)
(b)(6); Briskin, Perrie
(CMS/CMCS); (b)(6)
(b)(6); Costello, Anne Marie
(CMS/CMCS); (b)(6)
(b)(6)

Subject: Friends of Medicaid happy hour - 3/28

Hello, Friends of Medicaid! The cherry blossoms are out, and we're hoping the spring weather will follow. If you're free on Tuesday, 3/28, I hope you'll join the CMS FoMs for a drink or a snack -- and please bring along any friends we've failed to include.

What: drinks with the FoMs!
Where: TBD on the red line
When: Tuesday 3/28, 6pm-ish

See you there!