



**State of Louisiana**  
Louisiana Department of Health  
Office of the Secretary

March 31, 2022

James G. Scott, Director  
Division of Program Operations  
Medicaid and CHIP Operations Group  
601 East 12<sup>th</sup> Street, Suite 0300  
Kansas City, Missouri 6106-2898

**RE: Louisiana Title XXI State Plan  
Transmittal No. 22-0001**

Dear Mr. Scott:

I have reviewed and approved the enclosed Louisiana Title XXI State Plan material.

To address the federal COVID-19 public health emergency, the State seeks the following waivers under Section 1135 of the Social Security Act:

1. To submit a State Plan amendment that took effect in the prior state fiscal year; and
2. To modify its Tribal consultation policy to provide for Tribal consultation to occur after the effective date of the SPA.

I recommend this material for adoption and inclusion in the body of the State Plan. Should you have any questions or concerns regarding this matter, please contact Karen Barnes at (225) 342-3881 or via email at [Karen.Barnes@la.gov](mailto:Karen.Barnes@la.gov).

Sincerely,

A handwritten signature in cursive script, appearing to read "Courtney Phillips".

\_\_\_\_\_ for

Dr. Courtney N. Phillips  
Secretary

Attachments (1)

CNP:PG:KS

TEMPLATE FOR CHILD HEALTH PLAN UNDER TITLE XXI OF THE SOCIAL SECURITY ACT CHILDREN’S HEALTH INSURANCE PROGRAM

(Required under 4901 of the Balanced Budget Act of 1997 (New section 2101(b)))

State/Territory: LOUISIANA  
(Name of State/Territory)

As a condition for receipt of Federal funds under Title XXI of the Social Security Act, (42 CFR 457.40(b))

/s/ Patrick Gillies  
Patrick Gillies, Medicaid Executive Director, Louisiana Department of Health

submits the following Child Health Plan for the Children’s Health Insurance Program and hereby agrees to administer the program in accordance with the provisions of the approved Child Health Plan, the requirements of Title XXI and XIX of the Act (as appropriate) and all applicable Federal regulations and other official issuances of the Department.

The following State officials are responsible for program administration and financial oversight (42 CFR 457.40(c)):

Name: Patrick Gillies Position/Title: Medicaid Executive Director  
Bureau of Health Services Financing

Name: Position/Title: Medicaid Deputy Director  
Bureau of Health Services Financing

**Disclosure Statement** This information is being collected to pursuant to 42 U.S.C. 1397aa, which requires states to submit a State Child Health Plan in order to receive federal funding. This mandatory information collection will be used to demonstrate compliance with all requirements of title XXI of the Act and implementing regulations at 42 CFR part 457. According to the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid Office of Management and Budget (OMB) control number. The valid OMB control number for this information collection is 0938-1148 (CMS-10398 #34). Public burden for all of the collection of information requirements under this control number is estimated to average 80 hours per response, including the time to review instructions, search existing data resources, gather the data needed, and complete and review the information collection. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to CMS, 7500 Security Boulevard, Attn: Paperwork Reduction Act Reports Clearance Officer, Mail Stop C4-26-05, Baltimore, Maryland 21244-1850.

**Amendment 28**

**LA SPA TN 21-0026**

**CHIP – Poison Treatment Advice and Prevention**

The purpose of this SPA is to utilize the health services initiative option as allowed at 42 CFR 457.10, to support the Louisiana Poison Center at Louisiana State University Health Shreveport, in providing daily, 24-hour emergency telephone treatment advice, referral assistance, and information to manage exposure to poisonous and hazardous substances.

Effective date: July 1, 2021

**Amendment 29**

**LA SPA TN 22-0001**

**CHIP –American Rescue Plan (ARP) Coverage**

The purpose of this SPA is to demonstrate compliance with the American Rescue Plan Act provisions that require states to cover treatment (including treatment of a condition that may seriously complicate COVID-19 treatment), testing, and vaccinations for COVID-19 without cost sharing in CHIP.

**Proposed effective date:** March 11, 2021

**Proposed implementation date:** March 11, 2021

**1.4- TC**

**Tribal Consultation** (Section 2107(e)(1)(C)) Describe the consultation process that occurred specifically for the development and submission of this State Plan Amendment, when it occurred and who was involved.

**On January 27, 2022, a tribal notification with a summary of the State’s intent to demonstrate compliance with the American Rescue Plan Act provisions that require states to cover treatment (including treatment of a condition that may seriously complicate COVID-19 treatment), testing, and vaccinations for COVID-19 without cost sharing in CHIP. The comment period for the tribal notification ended February 26, 2022. No comments were received.**

**TN 22-0001 Approval Date: \_\_\_\_\_ Effective Date: March 11, 2021**

## LOUISIANA TITLE XXI STATE PLAN

- 6.2.27. ☒ Any other health care services or items specified by the Secretary and not included under this Section (Section 2110(a)(28))

Effective March 11, 2021 and through the last day of the first calendar quarter that begins one year after the last day of the COVID-19 emergency period described in section 1135(g)(1)(B) of the Act, and for all populations covered in the CHIP state child health plan:

### 1. COVID-19 Vaccine

The state provides coverage of COVID-19 vaccines and their administration, in accordance with the requirements of section 2103(c)(11)(A) of the Act.

### 2. COVID-19 Testing

- a. The state provides coverage of COVID-19 testing, in accordance with the requirements of section 2103(c)(11)(B) of the Act.
- b. The state assures that coverage of COVID-19 testing is consistent with the Centers for Disease Control and Prevention (CDC) definitions of diagnostic and screening testing for COVID-19 and its recommendations for who should receive diagnostic and screening tests for COVID-19.
- c. The state assures that coverage includes all types of FDA authorized COVID-19 tests.

### 3. COVID-19 Treatment

- a. The state assures that the following coverage of treatments for COVID-19 are provided without amount, duration, or scope limitations, in accordance with requirements of section 2103(c)(11)(B) of the Act:
  - i. The state provides coverage of treatments for COVID-19 including specialized equipment and therapies (including preventive therapies);
  - ii. The state provides coverage of any non-pharmacological item or service described in section 2110(a) of the Act, that is medically necessary for treatment of COVID-19; and
  - iii. The state provides coverage of any drug or biological that is approved (or licensed) by the U.S. Food & Drug Administration (FDA) or authorized by the FDA under an Emergency Use Authorization (EUA) to treat or prevent COVID-19, consistent with the applicable authorizations.

## **LOUISIANA TITLE XXI STATE PLAN**

### **4. Coverage for a Condition That May Seriously Complicate the Treatment of COVID-19**

The state provides coverage for treatment of a condition that may seriously complicate COVID-19 treatment without amount, duration, or scope limitations, during the period when a beneficiary is diagnosed with or is presumed to have COVID-19, in accordance with the requirements of section 2103(c)(11)(B) of the Act.