



Medicaid and Chip Tribal Consultation

Disaster and Emergency Authorities

August 2020

Eligibility and Enrollment (E&E)

Row Key	Pre Public Health Emergency Policy	COVID19 Public Health Emergency Policy	Approved Effective Date	State Requested/ Approved End Date	Federal or State Authority	DPHHS Proposed Post PHE Policy
Children's Health Insurance Program (CHIP) Eligibility and Enrollment Flexibilities						
E&E 1	Applicants for chip are entitled to a determination of eligibility within 45 days of application. 42 CFR 435.912(3)(ii)	The State will waive requirements related to timely processing of applications	3/1/2020	End of Public Health Emergency (Currently 10/23/2020)	CHIP Disaster Relief SPA	Unwind Flexibility & Incorporate into a Disaster Relief SPA
E&E 2	Eligibility of Chip beneficiaries with continuous eligibility must be renewed once every 12 months, and no more frequently than once every 12 months. 42 CFR 435.916 (a) Families have 60 days to respond to renewal requests. 42 CFR 435.916 (a)(3)(i)	The State will delay processing of renewals and extend deadlines for families to respond to renewal requests.	3/1/2020	End of Public Health Embergency (Currently 10/23/2020)	CHIP Disaster Relief SPA	Unwind Flexibility & Incorporate into a Disaster Relief SPA
E&E 3	Montana must act on changes in circumstances when redetermining CHIP eligibility every 12 months. Children may be terminated during the 12 month continuous enrollment period for failure to pay premiums. 42 CFR 457.342, 42 CFR 435.916(d)	The State will delay acting on changes in circumstances for CHIP beneficiaries other than the following required changes a) the child attains the maximum age specified, b) the child or child's representative requests a voluntary termination of eligibility, c) the child ceases to be a resident of the State, d) the agency determines that eligibility was erroneously granted at the most recent determination, redetermination or renewal of eligibility because of agency error or fraud, abuse, or perjury attributed to the child or the child's representative; or e) the child dies.	3/1/2020	End of Public Health Embergency (Currently 10/23/2020)	CHIP Disaster Relief SPA	Unwind Flexibility & Incorporate into a Disaster Relief SPA



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Medicaid and Medicaid Expansion Eligibility and Enrollment Flexibilities						
E&E 4	If someone is temporarily absent for reasons other than work, schooling, or medical purposes, we give them 90 days. If not back in Montana within that 90 days, their coverage may be closed.	Consider Medicaid beneficiaries displaced from Montana temporarily absent and maintain enrollment in Montana during that time (42 CFR § 435.403(j)(3))	3/12/2020	N/A	Concurrence Letter	Unwind Flexibility
E&E 5	Applicants for Medicaid are entitled to a determination of eligibility within 90 days of application for applications based on a disability and 45 days for all others. 42 CFR 435.912(3)(ii)	Delay application and renewal processing timeframes (42 CFR § 435.912(e)(2))	3/12/2020	N/A	Concurrence Letter	Unwind Flexibility
E&E 6	Montana must promptly act on changes in circumstances. In some cases the change in circumstances may require a member to be disenrolled from the Medicaid program.	Delay acting on certain changes in circumstances affecting Medicaid eligibility (42 CFR § 435.912(e)(2))	3/12/2020	N/A	Concurrence Letter	Unwind Flexibility
E&E 7	Documentation of many aspects of Medicaid eligibility for Medically Needy and Adult, Blind, Disabled Medicaid must occur electronically or via hard copy.	Accept self-attestation for all eligibility criteria, excluding verification of citizenship and immigration status, on case-by-case basis when documentation is not available (42 CFR § 435.945(a); 42 CFR § 435.952(c)(3))	3/12/2020	N/A	Concurrence Letter	Unwind Flexibility
E&E 8	Verification of resources must occur electronically or via hard copy.	Allow for self-attestation of resources for individuals whose financial institutions are unable to provide verification of resources due to epidemic (42 CFR § 435.945(a); 42 CFR § 435.952(c)(3))	3/12/2020	N/A	Concurrence Letter	Unwind Flexibility
E&E 9	Medical expenses used to meet member spend downs must be verified with hard copy information.	Temporarily add Mental Health Group Home to the SDMI HCBS waiver to address the emergency situation.	3/12/2020	N/A	Concurrence Letter	Unwind Flexibility