



State of California—Health and Human Services Agency
Department of Health Care Services



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DHCS DSNP Policy Proposal
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Background: The Centers for Medicare & Medicaid Services (CMS) requires that Dual-Eligible Special Needs Plans (D-SNPs) enter into Medicare Improvements for Patients and Providers Act of 2008 (MIPPA) compliant contracts with state Medicaid agencies. The Department of Health Care Services (DHCS) was only authorized to enter into such MIPPA contracts for calendar year 2014. Also, under current law, Cal MediConnect (CMC)-eligible enrollees in Medicare Advantage (MA) products, including D-SNPs, will be passively enrolled into CMC, effective January 2015.

DHCS has received considerable stakeholder input about the need to balance the interests of beneficiaries who have chosen to receive their care in such MA products with the interest of promoting enrollment into CMC. Based on the input received, DHCS has developed the following proposal to reflect respect for beneficiary choice, continue to promote enrollment into CMC, and advance the goals of coordinated care as set forth in the Coordinated Care Initiative (CCI).

Proposed DSNP/MA Policy: To address the goals of respecting choices of those enrollees in MA products, promote enrollment into CMC, and advance the goals of coordinated care as set forth in the CCI, DHCS proposes the following:

1. In non CCI counties, DHCS will offer MIPPA contracts to DSNPs for the duration of the CMC demonstration under same terms and conditions as authorized in 2014.
2. In CCI counties, DHCS will offer MIPPA contracts to DSNPs that are not also CMC plans in a CCI county for the duration of the CMC demonstration subject to the following:
 - a. Such MIPPA contracts will contain the same terms and conditions as authorized in 2014; and
 - b. Eligible populations will be beneficiaries excluded from CMC and/or CMC-eligible beneficiaries enrolled as of 12/31/14.
3. In CCI counties, DHCS will offer MIPPA contracts to DSNPs for the duration of the CMC demonstration that are also CMC plans only for beneficiaries excluded from CMC.
4. As for passive enrollment into CMC, DHCS will
 - a. Passively enroll DSNP enrollees into CMC when DSNP is also a CMC Plan, as authorized under current law; and
 - b. Not passively enroll any other MA enrollees into CMC if they are in a non-CMC DSNP or any other MA plan.