

<b>LSA Document Number</b>	<b>LSA 19-602</b>	
<b>Rule Name</b>	<b>Article 2 Clean-Up Rule</b>	
<b>Subject Matter</b>	<p>Amends 405 IAC 2-1-1, 405 IAC 2-1-2, and 405 IAC 2-1-3, 405 IAC 2-1.1-1, and 405 IAC 2-1.1-5 to update definitions and terminology. Amends 405 IAC 2-1.1-7 to update definitions and terminology and add criteria for post-eligibility treatment of income for members receiving home and community based service waivers. Adds 405 IAC 2-1.1-10 to create eligibility criteria for End Stage Renal Disease (ESRD) services for members that are not otherwise eligible under the Medicaid state plan. Amends 405 IAC 2-2-1 and 405 IAC 2-2-2 to update definitions and terminology. Adds 405 IAC 2-2.5 to implement new Medicaid financial eligibility requirements under Modified Adjusted Gross Income standards. Amends 405 IAC 2-3-1.1, 405 IAC 2-3-1.2, 405 IAC 2-3-2, and 405 IAC 2-3-4 to update definitions and terminology. Amends 405 IAC 2-3-12 to update the real property resource criteria for purposes of determining eligibility. Amends 405 IAC 2-3-14, 405 IAC 2-3-17, and 405 IAC 2-3-22 to update definitions and terminology. Amends 405 IAC 2-3-23 to conform to the most current supplemental security income (SSI) policies. Amends 405 IAC 2-3-24 to update definitions and terminology. Amends 405 IAC 2-3-25 to conform to state law at IC 12-15-3-8 regarding college savings accounts. Amends 405 IAC 2-3.2-1, 405 IAC 2-3.2-6, and 405 IAC 2-3.3-1 to update definitions and terminology. Adds 405 IAC 2-3.4 to set forth the requirements for presumptive eligibility determinations for other qualified providers. Amends 405 IAC 2-4-1 to update definitions and terminology. Adds 405 IAC 2-4-2 and 405 IAC 2-4-3 to clarify policy regarding funeral and burial expenses. Add 405 IAC 2-6-2.5 to establish a Medicaid eligibility category for former foster care children. Amends 405 IAC 2-8-1, 405 IAC 2-8-1.1, 405 IAC 2-8-2, 405 IAC 2-9-1, 405 IAC 2-9-2, 405 IAC 2-9-3, 405 IAC 2-9-4, 405 IAC 2-9-5, 405 IAC 2-9-6, 405 IAC 2-9-7, 405 IAC 2-9-8, 405 IAC 2-10 to update definitions and terminology. Add 405 IAC 5-39 to establish End Stage Renal Disease (ESRD) services for members that are not otherwise eligible under the Medicaid state plan. Effective 30 days after filing with the publisher. Statutory authority: IC 12-13-7-3; IC 12-15-1-10; IC 12-15-1-15; IC 12-15-2-3-12; IC 12-15-8.5; IC 12-15-21-2</p>	
<b>Notice of Intent</b>	<a href="http://iac.iga.in.gov/iac/20191120-IR-405190602NIA.xml.pdf">http://iac.iga.in.gov/iac/20191120-IR-405190602NIA.xml.pdf</a>	
<b>One Year Extension</b>	<a href="http://iac.iga.in.gov/iac/20200624-IR-405190602ARA.xml.pdf">http://iac.iga.in.gov/iac/20200624-IR-405190602ARA.xml.pdf</a>	
<b>IEDC Comments</b>	<a href="https://www.in.gov/fssa/files/LSA_Doc_19-602IEDC_EDC_Approval%20Letter.pdf">https://www.in.gov/fssa/files/LSA_Doc_19-602IEDC_EDC_Approval%20Letter.pdf</a>	
<b>Response to IEDC Comments</b>	<a href="https://www.in.gov/fssa/files/LSA_Doc_19-602IEDC_Response_Letter.pdf">https://www.in.gov/fssa/files/LSA_Doc_19-602IEDC_Response_Letter.pdf</a>	
<b>Proposed Rule</b>	<a href="http://iac.iga.in.gov/iac/20200722-IR-405190602PRA.xml.pdf">http://iac.iga.in.gov/iac/20200722-IR-405190602PRA.xml.pdf</a>	
<b>Economic Impact Statement</b>	<a href="http://iac.iga.in.gov/iac/20200722-IR-405190602EIA.xml.pdf">http://iac.iga.in.gov/iac/20200722-IR-405190602EIA.xml.pdf</a>	
<b>Notice of Public Hearing</b>	<a href="http://iac.iga.in.gov/iac/20200722-IR-405190602PHA.xml.pdf">http://iac.iga.in.gov/iac/20200722-IR-405190602PHA.xml.pdf</a>	
<b>Publisher's receipt</b>		
<b>Final rule</b>		
<b>Agency Contacts for this rule</b>	<p>Gabrielle Koenig Indiana Family and Social Services Administration Office of Medicaid Policy and Planning 402 West Washington Street Indiana Government Center South, Room W374 Indianapolis, IN 46204 317-234-9657</p> <p><a href="mailto:Gabrielle.Koenig@fssa.in.gov">Gabrielle.Koenig@fssa.in.gov</a></p>	<p>Chelsea Princell Indiana Family and Social Services Administration Office of General Counsel 402 West Washington Street Indiana Government Center South, Room W451 Indianapolis, IN 46204 317-232-1161</p> <p><a href="mailto:Chelsea.Princell@fssa.in.gov">Chelsea.Princell@fssa.in.gov</a></p>
<b>Time within which comments may be made</b>	Comments on the proposed rule will be accepted up to the close of business on the date of the public hearing, August 13, 2020.	
<b>Where comments may be inspected</b>	<p>Indiana Family and Social Services Administration Office of Medicaid Policy and Planning 402 West Washington Street Indiana Government Center South, Room #W374 Indianapolis, IN 46204</p>	
<b>Where comments may be mailed</b>	FSSA, Attention: Chelsea Princell c/o Amy Owens 402 W. Washington Street., Room W451 Indianapolis, IN 46204	Correspondence should be identified as follows: COMMENT RE: LSA Document 19-602, Article 2 Clean-Up Rule.
<b>Requests for Public Hearing</b>	Ind. Code 4-22-2-26 states that an agency shall conduct a public hearing on the proposed rule.	
<b>Information about public hearing</b>	<p>August 13, 2020 at 1:00 p.m. The public hearing for LSA 19-602 will be held virtually. Individuals may attend and provide oral comment via the following link: <a href="https://indiana.adobeconnect.com/hearing/">https://indiana.adobeconnect.com/hearing/</a> register but login as a guest. You will not be required to</p>	
<b>Description of relevant scientific and technical findings</b>	There are no scientific or technical findings related to the proposed rule available at this time.	
<b>Notice of Intent published</b>	11/20/2019	
<b>One Year Extension published<sup>1</sup></b>	6/24/2020	
<b>Proposed rule published*</b>	7/22/2020	
<b>Notice of Public Hearing published*</b>	7/22/2020	
<b>Public Hearing*</b>	8/13/2020	
<b>Final Rule adopted*</b>	8/20/2020	
<b>Submitted to Attorney General*</b>	8/21/2020	
<b>Submitted to Governor Office*</b>	10/6/2020	
<b>Final rule filed with the Indiana Register*</b>	11/6/2020	
<b>Effective Date*</b>	12/7/2020	
*These dates are anticipated dates for the actions listed above. These dates may change during the rulemaking process and will be updated should any changes occur.		
<sup>1</sup> An agency has 1 year from the date of publication of the Notice of Intent to obtain the Governor's approval. If the 1-year deadline will not be met, the agency can submit a notice to the Indiana Register before the 250th day after the Notice of Intent is published notifying the publisher in writing of the expected date the rule will be approved.		