

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
90 Seventh Street, Suite 5-300 (5W)
San Francisco, CA 94103-6706



Regional Operations Group

October 17, 2019

Jami Snyder, Director
Arizona Health Care Cost Containment System
801 East Jefferson Street
Phoenix, AZ 85034

Dear Ms. Snyder:

We have reviewed the proposed State Plan Amendment (SPA) 19-005, which was submitted to the Centers for Medicare & Medicaid Services (CMS) San Francisco Regional Office on September 30, 2019. This SPA updates the advance directives section of the State Plan, effective July 1, 2019.

Based on the information provided, we are approving SPA 19-005 with an effective date of July 1, 2019 as requested. We are enclosing the approved Form CMS-179 and the following Medicaid state plan page:

- Attachment 4.34-A, Page 1

If you have any additional questions or need further assistance, please contact Brian Zolynas at (415) 744-3601 or Brian.Zolynas@cms.hhs.gov.

Sincerely,

A handwritten signature in blue ink, which appears to read "Richard C. Allen", is enclosed in a thin blue rectangular box.

Richard C. Allen
Director
Western Regional Operations Group

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES**

1. TRANSMITTAL NUMBER <u>1 9 — 0 0 5</u>	2. STATE Arizona
3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
4. PROPOSED EFFECTIVE DATE July 1, 2019	

TO: REGIONAL ADMINISTRATOR
CENTERS FOR MEDICARE & MEDICAID SERVICES
DEPARTMENT OF HEALTH AND HUMAN SERVICES

5. TYPE OF PLAN MATERIAL (*Check One*)

- NEW STATE PLAN AMENDMENT TO BE CONSIDERED AS NEW PLAN AMENDMENT

COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (*Separate transmittal for each amendment*)


6. FEDERAL STATUTE/REGULATION CITATION Social Security Act 1902(w)	7. FEDERAL BUDGET IMPACT a. FFY <u>2019</u> \$ <u>0</u> b. FFY <u>2020</u> \$ <u>0</u>
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT ATTACHMENT 4.34-A Page 1	9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (<i>If Applicable</i>) ATTACHMENT 4.34-A Pages 1-11

10. SUBJECT OF AMENDMENT

Updates the advanced directives section of the State Plan to ensure the advanced directives brochure is always current.

11. GOVERNOR'S REVIEW (*Check One*)

- GOVERNOR'S OFFICE REPORTED NO COMMENT OTHER, AS SPECIFIED
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL 	16. RETURN TO Dana Hearn 801 E. Jefferson, MD#4200 Phoenix, Arizona 85034
13. TYPED NAME Dana Hearn	
14. TITLE Assistant Director	
15. DATE SUBMITTED September 30, 2019	

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED September 30, 2019	18. DATE APPROVED October 17, 2019
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PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL July 1, 2019	20. SIGNATURE OF REGIONAL OFFICIAL 
21. TYPED NAME Richard C. Allen	22. TITLE Director, Western Regional Operations Group

23. REMARKS

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State/Territory: Arizona

REQUIREMENTS FOR ADVANCE DIRECTIVES UNDER STATE PLANS FOR MEDICAL ASSISTANCE

The following is a written description of Arizona law (whether statutory or as recognized by Arizona courts) concerning advance directives.

State law allows for health care powers of attorney, allows flexibility when drawing up living wills and permits pre-hospital directive category. While living wills allow patients a more general say about what treatments they will or will not accept if they become too ill to make those decisions, pre-hospital medical care directives are specific to cardiopulmonary resuscitation in the event of cardiac or respiratory arrest.

The Arizona Attorneys General's office maintains and updates the Arizona's Advance Directives brochure (also referred to as the "Life Care Planning Packet"). A copy of the most recent brochure, printed in both English and Spanish can be accessed on the following webpage:

<https://www.azag.gov/seniors/life-care-planning>.

Additionally, AHCCCS policy detailing Advance Directives requirements can be found at the following webpage:

<https://www.azahcccs.gov/shared/Downloads/MedicalPolicyManual/640AdvanceDirectives.pdf>