LEGAL NOTICE

NEW HAMPSHIRE DEPARTMENT OF HEALTH AND HUMAN SERVICES


Notice is hereby given that the New Hampshire (NH) Department of Health and Human Services (the Department) is proposing to amend the Title XIX State Plan to provide assurance regarding coverage of routine patient costs associated with participation in qualifying clinical trials on or after January 1, 2022. NH intends to submit any necessary State Plan Amendments (SPAs) resulting from the Consolidated Appropriations Act (CAA), 2021, clinical trial requirements to the Centers for Medicare and Medicaid Services (CMS) for review and approval. To the extent that the expected changes are modified as a result of the SPA submission and resulting negotiations with CMS or additional guidance from CMS, NH will update the public notice accordingly.

Effective January 1, 2022, the Department is clarifying that NH appropriately covers and pays for routine patient costs of items and services for beneficiaries enrolled in qualifying clinical trials, as newly required under amendments made by Section 210 of the CAA. NH provides coverage for these costs already—no new items or services are being covered, and no payment methodologies are being changed; therefore, there is no federal or non-federal fiscal impact associated with this proposed State Plan clarification.

CMS is finalizing template SPA pages that are specific to qualifying clinical trials, and as of the date of this public notice, it is unknown when these pages will be available prior to the March 31, 2022 SPA submittal deadline. Please contact Janine Corbett at (603) 271-9421, or via e-mail at janine.s.corbett@dhhs.nh.gov, to request copies, and they will be provided as soon as they are made available by CMS. The SPA may undergo further revisions before and after submittal to CMS based upon public comment or CMS feedback. Comments will be due on or around March 16, 2022 (if template pages are available prior to that date) and should be e-mailed to janine.s.corbett@dhhs.nh.gov or mailed to the Department of Health and Human Services, Division of Medicaid Services, 129 Pleasant Street–Brown Building, Concord, NH 03301-3857, ATTN: Janine Corbett.