

## **Title 23: Division of Medicaid**

### **Part 221: Family Planning and Family Planning Related Services**

#### **Chapter 2: 1115(a) Family Planning and Family Planning Related Waiver Services**

##### *Rule 2.1: Purpose*

- A. The Division of Medicaid covers family planning and family planning related waiver services and supplies, referred to as FPW in Miss. Admin. Code Part 221, Chapter 2, for all women and men, ages thirteen (13) through forty-four (44), who are capable of reproduction, who would not otherwise qualify for Medicaid, and with incomes at or below one hundred eighty-five percent (185%) of the federal poverty level, converted to a Modified Adjusted Gross Income (MAGI) equivalent standard through the 1115(a) Family Planning Waiver (FPW) Demonstration.
- B. Providers are responsible for verification of covered FPW services and participant eligibility under the 1115(a) FPW Demonstration.

Source: Miss. Code Ann. § 43-13-121.

History: Revised Miss. Admin. Code Part 221, Rule 2.1.A. eff. 10/01/2015. Revised to correspond with the Family Planning Waiver renewal (eff. 01/01/2015) eff. 07/01/2015.

##### *Rule 2.2: Eligibility*

- A. The FPW limits eligibility to individuals age thirteen (13) through forty-four (44) who meet the following criteria:
  - 1. Individual has a family income at or below one hundred eighty-five percent (185%) of the federal poverty level, converted to a MAGI equivalent.
  - 2. Female individual is not pregnant and has not had a medical procedure that would prevent pregnancy including, but not limited to, tubal ligation procedures, including tubal sterilization by hysteroscopy,
  - 3. Male individual has not had a medical procedure that would prevent reproduction, including, but not limited to, a vasectomy,
  - 4. Individual is uninsured and is not enrolled in Medicare, Medicaid, Children's Health Insurance Program (CHIP) or possesses other health insurance coverage that provides family planning and family planning related services,
  - 5. Individual is a U.S. citizen or documented immigrant, and
  - 6. Individual is a Mississippi resident.

- B. Individuals eligible for the FPW remain eligible for twelve (12) consecutive months, or for the duration of the program if less than one (1) year and must recertify at the end of each year of eligibility.
- C. Women between ages thirteen (13) through forty-four (44) who are eligible for Medicaid maternity services and have reached the end of their sixty (60) day postpartum period are automatically enrolled in the FPW.
  - 1. A separate application is not required if the individual is uninsured.
  - 2. The individual will be notified by mail of eligibility for services.
- D. The participant will lose eligibility when one (1) of the following occurs:
  - 1. Moves from the state of Mississippi,
  - 2. Loses FPW eligibility,
  - 3. Becomes eligible for another Medicaid program, Medicare, or obtains health insurance with family planning and family planning related benefits,
  - 4. Requests closure or termination of FPW services,
  - 5. Has a procedure that prevents reproduction, including, but not limited to, a tubal ligation procedure, including tubal sterilization by hysteroscopy, or a vasectomy,
  - 6. Becomes pregnant,
  - 7. Turns forty-five (45) years of age, or
  - 8. Is deceased.
- E. FPW applicants are considered only for eligibility in the FPW; however, an application for full Medicaid benefits may be filed at any time.

Source: 42 USC §§ 1315, 1396; Miss. Code Ann. §§ 43-13-117, 43-13-121.

History: Revised Miss. Admin. Code Part 221, Rule 2.2.A.1. eff. 10/01/2015. Revised to correspond with the Family Planning Waiver renewal (eff. 01/01/2015) eff. 07/01/2015.

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  4. Individual is uninsured and is not enrolled in Medicare, Medicaid, Children's Health Insurance Program (CHIP) or possesses other health insurance coverage that provides family planning and family planning related services,
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