



# COMMONWEALTH of VIRGINIA

## *Department of Medical Assistance Services*

CHERYL J. ROBERTS, JD  
DIRECTOR

SUITE 1300  
600 EAST BROAD STREET  
RICHMOND, VA 23219

June 20, 2025

Ms. Ticia Jones  
CMS/CMSO  
Mail Stop S2-01-16  
7500 Security Blvd.  
Baltimore, MD 21244-1850

Dear Ms. Jones,

Attached for your review and approval is the State Plan Amendment for the Virginia State Children's Health Insurance Program, VA-25-0015. DMAS has provided both tracked and clean pages. This document includes the following changes:

- An updated list of SPAs on pages 8-9
- Attestation language noting compliance with Consolidated Appropriations Act of 2023, Section 5121, modeled after CMS-provided template language on pages 62-23

Updated budget information is included on page 135.

I request that your office approve the document as quickly as possible. Thank you.

Sincerely,

A handwritten signature in black ink, appearing to read "Cheryl J. Roberts, JD".

CHERYL J. ROBERTS, JD  
Director

**STATE CHILD HEALTH PLAN  
UNDER TITLE XXI OF THE SOCIAL SECURITY ACT**

STATE: Virginia

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**SPA #VA-22-0011**

**Purpose of SPA: Enhanced Behavioral Health Services, Hardship Exception Analysis, and Updated Performance Objectives**

**Effective date: 07/01/21**

**Implementation date:**

- **For Mental Health Intensive Outpatient Services, Mental Health Partial Hospitalization, Assertive Community Treatment, and updates to Sections 4 and 9 (Hardship Exception Analysis and Strategic Objectives and Performance Goals): 07/01/21**
- **For Multi-systemic Therapy, Functional Family Therapy, and Crisis Intervention and Stabilization services under Section 6.3.5.1- BH: 12/01/21**

**SPA #VA-22-0021**

**Purpose of SPA: Removal of Co-Payments**

**Effective and implementation date: 07/01/22**

**SPA #VA-23-0027**

**Purpose of SPA: The state is assuring that it covers age-appropriate vaccines and their administration, without cost-sharing.**

**Proposed effective date: October 1, 2023**

**Proposed implementation date: October 1, 2023**

**SPA #VA-24-0006**

**Purpose of SPA: Add 12-month continuous coverage for children.**

**Proposed effective date: 1/1/24**

**Proposed implementation date: 1/1/24**

**SPA #VA-24-0012**

**Purpose of SPA: Update school services language; add case management for individuals with traumatic brain injury; add language clarifying nursing facility coverage; revise dental language to make it clearer.**

**Proposed effective and implementation date: July 1, 2023**

**SPA #VA-25-0015**

**Purpose of SPA: Attestation of compliance with new federal youth re-entry requirements under Section 5121 of the Consolidated Appropriations Act of 2023.**

- 1.4- TC** Tribal Consultation (Section 2107(e)(1)(C)) Describe the consultation process that occurred specifically for the development and submission of this State Plan Amendment, when it occurred and who was involved.

**On May 20, 2025, a Tribal notification letter was sent to representatives of each of Virginia's seven federally recognized Indian Tribes, as well as to contacts at**

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**the Indian Health Program (IHP) office, describing the provisions of CHIP SPA #VA-25-0015 and notifying Tribal and IHP leadership of the 30-day Tribal comment period. Tribal members and IHP contacts were invited to provide input on the SPA, and contact information was provided for submitting any comments**

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As of January 1, 2015, dependents of state employees able to access employer-sponsored dependent health insurance coverage under a Virginia state employee health insurance plan are eligible to enroll in FAMIS, if they otherwise qualify. See approved template effective January 1, 2015: CS10 (Eligibility – Children Who Have Access to Public Employee Coverage). The Commonwealth performed an analysis of public employee coverage costs and confirms that the previously approved Hardship Exception still applies. See attachment, Hardship Exception Analysis 2021-22.

See approved templates effective January 1, 2014: CS13 (Eligibility - Deemed Newborns); CS19 (Non Financial - Social Security Number); and CS23 (Other Eligibility Standards).

Effective July 1, 2021, the Commonwealth provides coverage through the unborn child option for uninsured pregnant women with income up to and including 200% FPL who are not otherwise eligible for Medicaid, FAMIS, or FAMIS MOMS, regardless of immigration status requirements. The household for this coverage will be based on the pregnant woman, and the “unborn child” or children will be counted as if born and living with the mother in determining household size.

Effective January 1, 2025, the state’s treatment of inmates of a public institution complies with sections 2102(d) and 2110(b)(7) of the Act as follows:

The state does not terminate eligibility for children enrolled in a separate CHIP because the child is an inmate of a public institution.

The state elects to suspend CHIP coverage for the duration of a child’s incarceration. The state will use a benefits suspension.

The state redetermines eligibility for any child prior to their release if it has been longer than 12 months since the child’s last redetermination and restores coverage for child health assistance to eligible children upon their release.

Within the 30 days prior to release (or within one week of release, or as soon as practicable after release), the state provides eligible children with any screenings, diagnostic services, or case management services that would otherwise be available to children under the CHIP state plan (or waiver of such plan).

The state will process any application submitted by or on behalf of a child and make an eligibility determination for child health assistance to provide all services available under the CHIP state plan (or waiver of such plan) upon their release from the institution.

Children applying for coverage who are within 30 days prior to their

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release and are found eligible for CHIP are provided screenings, diagnostic services, and case management services that are otherwise available under the CHIP state plan (or waiver of such plan).

**4.1.9.1** ☒ States should specify whether Social Security Numbers (SSN) are required.

**Please see approved template effective January 1, 2014: CS19 (Non-Financial - Social Security Number).**

Guidance: States should describe their continuous eligibility process and populations that can be continuously eligible.

**4.1.9.2** ☒ Continuous eligibility

**See SPA page CS27 for a description of continuous eligibility for the unborn child population (i.e., FAMIS Prenatal).**

**4.1-PW** ☐ **Pregnant Women Option** (section 2112)- The State includes eligibility for one or more populations of targeted low-income pregnant women under the plan. Describe the population of pregnant women that the State proposes to cover in this section. Include all eligibility criteria, such as those described in the above categories (for instance, income and resources) that will be applied to this population. Use the same reference number system for those criteria (for example, 4.1.1-P for a geographic restriction). Please remember to update sections 8.1.1-PW, 8.1.2-PW, and 9.10 when



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800/343-0634 (TDD)  
[www.dmas.virginia.gov](http://www.dmas.virginia.gov)

May 20, 2025

SUBJECT: Notice of Opportunity for Tribal Comment – Virginia Children’s Health Insurance Program (CHIP) State Plan Amendment.

Dear Tribal Leader and Indian Health Programs:

This letter is to notify you that the Department of Medical Assistance Services (DMAS) is planning to amend the Virginia Children’s Health Insurance Program (CHIP, known in Virginia as “FAMIS”) State Plan with the Centers for Medicare and Medicaid Services (CMS). Typically, CHIP State Plan Amendments (SPA) may be filed by June 30 of each year to incorporate changes made on or after July 1 of the previous year. These changes will have an effective date of January 1, 2025.

The changes to the CHIP State Plan include attestation of compliance with new federal requirements under Section 5121 of the Consolidated Appropriations Act of 2023, effective January 1, 2025:

- Suspend, rather than terminate, benefits for CHIP-enrolled children for the duration of their incarceration;
- Redetermine eligibility for any child prior to their release if their last redetermination occurred more than 12 months prior;
- Provide eligible children with screenings, diagnostic services, or case management services that would otherwise be available under the CHIP state plan within the 30 days prior to release, or as soon as practicable after release.

We realize that the changes in this SPA may impact FAMIS members and providers, including tribal members and providers. Therefore, we encourage you to let us know if you have any comments or questions. The tribal comment period for this SPA is open through June 20, 2025. You may submit your comments directly to Emily Roller, DMAS Policy Division, by phone (804) 371-2912, or via email: [Emily.Roller@dmas.virginia.gov](mailto:Emily.Roller@dmas.virginia.gov). Finally, if you prefer regular mail, you may send your comments or questions to: Virginia Department of Medical Assistance Services, Attn: Emily Roller, 600 East Broad Street, Richmond, VA 23219.

Please forward this information to any interested party.

Sincerely,

A handwritten signature in black ink, appearing to read "Cheryl J. Roberts".

Director

**From:** [Roller, Emily \(DMAS\)](#)  
**To:** [TribalOffice@MonacanNation.com](mailto:TribalOffice@MonacanNation.com); [Ann Richardson](#); [Pamelathompson4@yahoo.com](mailto:Pamelathompson4@yahoo.com); [rappahannocktrib@aol.com](mailto:rappahannocktrib@aol.com); [regstew007@gmail.com](mailto:regstew007@gmail.com); [Richard.matens@pamunkey.org](mailto:Richard.matens@pamunkey.org); [chief@monacannation.gov](mailto:chief@monacannation.gov); [chiefstephenadkins@gmail.com](mailto:chiefstephenadkins@gmail.com); [bradbybrown@gmail.com](mailto:bradbybrown@gmail.com); [tabitha.garrett@ihs.gov](mailto:tabitha.garrett@ihs.gov); [Kara.Kearns@ihs.gov](mailto:Kara.Kearns@ihs.gov); [administrator@nansemond.gov](mailto:administrator@nansemond.gov); [info@afwellness.com](mailto:info@afwellness.com); [info@fishingpointnc.com](mailto:info@fishingpointnc.com); [contact@Nansemond.gov](mailto:contact@Nansemond.gov); [brandon.custalow@mattaponination.com](mailto:brandon.custalow@mattaponination.com); [admin@umitribe.org](mailto:admin@umitribe.org); [lorraine.reels-pearson@ihs.gov](mailto:lorraine.reels-pearson@ihs.gov); [remedios.holmes@ihs.gov](mailto:remedios.holmes@ihs.gov); [lindsey.taylor@ihs.gov](mailto:lindsey.taylor@ihs.gov); [joni.lyon@ihs.gov](mailto:joni.lyon@ihs.gov); [Howard, Joanne](#); [Chief@Nansemond.gov](mailto:Chief@Nansemond.gov); [AssistantChief@Nansemond.gov](mailto:AssistantChief@Nansemond.gov)  
**Subject:** Tribal Notice - CHIP State Plan changes (2 of 2)  
**Date:** Tuesday, May 20, 2025 12:09:00 PM  
**Attachments:** [Tribal Notice letter Youth ReEntry 05-20-25.docx](#)  
[image001.png](#)

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Dear Tribal Leaders and Indian Health Programs,

Attached is a letter from Virginia Medicaid Director Cheryl Roberts related to a second Children's Health Insurance Program (CHIP, known as FAMIS in Virginia) state plan amendment, which includes attestation of Virginia's compliance with new federal youth re-entry requirements.

Please let me know if you have any questions.

Thank you,

**Emily Roller**

Senior Management Analyst

Policy Division

Department of Medical Assistance Services

[emily.roller@dmas.virginia.gov](mailto:emily.roller@dmas.virginia.gov) | (804) 371-2912

Hours: Monday – Friday 8:30 – 5:00

[www.dmas.virginia.gov](http://www.dmas.virginia.gov)



**From:** [OneMAC no-reply](#)  
**To:** [Roller, Emily \(DMAS\)](#)  
**Subject:** Your CHIP SPA VA-25-0015 has been submitted to CMS  
**Date:** Tuesday, June 24, 2025 11:02:21 AM

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## This is confirmation that you submitted a CHIP State Plan Amendment to CMS for review:

State or Territory:	VA
Name:	Emily Roller
Email Address:	<a href="mailto:emily.roller@dmass.virginia.gov">emily.roller@dmass.virginia.gov</a>
CHIP SPA Package ID:	VA-25-0015

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### Summary:

The OneMAC system would not allow me to upload a Word (.docx) version of the tracked and clean SPA. Should CMS require this, please reach out to [emily.roller@dmass.virginia.gov](mailto:emily.roller@dmass.virginia.gov). Thank you.

This response confirms the receipt of your CHIP State Plan Amendment (CHIP SPA). You can expect a formal response to your submittal from CMS at a later date.

If you have questions or did not expect this email, please contact [CHIPSPASubmissionMailBox@CMS.HHS.gov](mailto:CHIPSPASubmissionMailBox@CMS.HHS.gov)

Thank you.

U.S. Centers for Medicare & Medicaid Services

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