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# CMS Manual System

Department of Health &  
Human Services (DHHS)

## Pub. 100-07 State Operations Provider Certification

Centers for Medicare &  
Medicaid Services (CMS)

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Transmittal 222

Date: June 7, 2024

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**SUBJECT: Revisions to the State Operations Manual (SOM) Appendix M-Hospice**

**I. SUMMARY OF CHANGES:** This transmittal includes revisions to the SOM Appendix M based on the recent federal regulation changes based on the CY 2024 Physician Fee Schedule final rule that was published on November 16, 2023, and titled *Medicare and Medicaid Programs; CY 2024 Payment Policies Under the Physician Fee Schedule and Other Changes to Part B Payment and Coverage Policies; Medicare Shared Savings Program Requirements; Medicare Advantage; Medicare and Medicaid Provider and Supplier Enrollment Policies; and Basic Health Program*. The regulations in the final rule are effective as of January 1, 2024

**NEW/REVISED MATERIAL - EFFECTIVE DATE: June 7, 2024**

**IMPLEMENTATION DATE: June 7, 2024**

*Disclaimer for manual changes only: The revision date and transmittal number apply to the red italicized material only. Any other material was previously published and remains unchanged. However, if this revision contains a table of contents, you will receive the new/revised information only, and not the entire table of contents.*

**II. CHANGES IN MANUAL INSTRUCTIONS: (N/A if manual not updated.)  
(R = REVISED, N = NEW, D = DELETED) – (Only One Per Row.)**

R/N/D	CHAPTER/SECTION/SUBSECTION/TITLE
R	Appendix M/L541/§418.56(a)(1) The interdisciplinary group must include, but is not limited to, individuals who are qualified and competent to practice in the following professional roles: (i) A doctor of medicine or osteopathy (who is an employee or under contract with the hospice). (ii) A registered nurse. (iii) A social worker, marriage and family therapist, or a mental health counselor. (iv) A pastoral or other counselor.
N	Appendix M/L901/§418.114(b)(9) - Marriage and family counselor as defined at § 410.53.
N	Appendix M/L902/§418.114(b)(10) – Mental health counselor as defined at § 410.54.

**III. FUNDING: No additional funding will be provided by CMS; contractor activities are to be carried out within their operating budgets.**

***Or***

**Funding for implementation activities will be provided to contractors through the regular budget process.**

**IV. ATTACHMENTS:**

	<b>Business Requirements</b>
<b>X</b>	<b>Manual Instruction</b>
	<b>Confidential Requirements</b>
	<b>One-Time Notification</b>
	<b>One-Time Notification -Confidential</b>
	<b>Recurring Update Notification</b>

**\*Unless otherwise specified, the effective date is the date of service.**

# **State Operations Manual**

## **Appendix M - Guidance to Surveyors: Hospice**

**Table of Contents**  
*(Rev. 222; Issued:06-07-24)*

## **L541**

*(Rev. 222; Issued: 06-07-24; Effective: 06-07-24; Implementation: 06-07-24)*

**§418.56(a)(1) ...The interdisciplinary group must include, but is not limited to, individuals who are qualified and competent to practice in the following professional roles:**

- (i) A doctor of medicine or osteopathy (who is an employee or under contract with the hospice).**
  - i. (ii) A registered nurse.**
  - ii. (iii) A social worker, *marriage and family therapist, or a mental health counselor.***
  - iii. (iv) A pastoral or other counselor.**

### **Interpretive Guidelines §418.56(a)(1)(i)-(iv)**

The number of individuals on the IDG is not as important as their qualifications and abilities. For example, if a group member meets the hospice criteria and is licensed as a RN and also meets the Medicare criteria to be considered a social worker under the hospice benefit, he/she would be qualified to serve on the IDG as both a nurse and a social worker.

## **L901**

*(Rev. 222; Issued: 06-07-24; Effective: 06-07-24; Implementation: 06-07-24)*

*§418.114(b)(9) Marriage and family counselor as defined at § 410.53.*

## **L902**

*(Rev. 222; Issued: 06-07-24; Effective: 06-07-24; Implementation: 06-07-24)*

*§418.114(b)(10) Mental health counselor as defined at § 410.54.*