

Table of Contents

State Name: Delaware

State Plan Amendment (SPA) #08-001

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS-179
- 3) Approved SPA Pages

Region III/Division of Medicaid and Children's Health Operations

JAN 27 2010

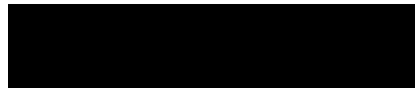
Rosanne Mahaney, Acting Director
Division of Medicaid & Medical Assistance
Delaware Health and Social Services
P. O. Box 906
New Castle, Delaware 19720-0906

Dear Ms. Mahaney:

We have reviewed State Plan Amendment (SPA) 08-001, which adds coverage of school-based wellness clinics. This SPA also ends the reimbursement methodology for clinics as of September 30, 2010. This SPA, as modified by your email notes dated October 5, 2009, November 2, 2009, and January 7, 2010, is acceptable. Therefore, we are approving SPA 08-001 with an effective date of April 1, 2008. Enclosed are the approved SPA pages and signed CMS-179 form.

If you have further questions about this SPA, please contact Jake Hubik at 215-861-4181.

Sincerely,



Ted Gallagher
Associate Regional Administrator

Enclosures

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL**

1. TRANSMITTAL NUMBER:
SPA #08-001

2. STATE
Delaware

FOR: HEALTH CARE FINANCING ADMINISTRATION

3. PROGRAM IDENTIFICATION: TITLE XIX OF THE
SOCIAL SECURITY ACT (MEDICAID)

TO: REGIONAL ADMINISTRATOR
HEALTH CARE FINANCING ADMINISTRATION
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE
April 1, 2008

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:

- 42 CFR 440.205
- 42 CFR §440.90
- State Medicaid Manual, Section 4320

7. FEDERAL BUDGET IMPACT:

- a. FFY 2009 \$ 0-
- b. FFY 2010 \$ 0-

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

- Attachment 3.1-A, Page 4 Addendum
- Attachment 3.1-A, Page 4a Addendum (NEW)
- ~~Attachment 4.19 (NEW)~~
- Attachment 4.19-B, Page 2

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION
OR ATTACHMENT (If Applicable):

~~***~~ SAME PAGES

10. SUBJECT OF AMENDMENT: Sunset – September 30, 2010 - Reimbursement Methodology for School-Based Wellness Center Clinic Services

11. GOVERNOR'S REVIEW (Check One):

- ☐ GOVERNOR'S OFFICE REPORTED NO COMMENT
- ☐ COMMENTS OF GOVERNOR'S OFFICE ENCLOSED
- ☐ NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

☒ OTHER, AS SPECIFIED:
Governor's comments under separate
correspondence

12. SIGNATURE OF STATE AGENCY OFFICIAL:

//Rosanne Mahaney - signature//

13. TYPED NAME:

Rosanne Mahaney, Acting Director, Division of Medicaid and
Medical Assistance

14. TITLE: Designee for Rita M. Landgraf, Secretary, Delaware
Health and Social Services

15. DATE SUBMITTED:

October 2, 2009

16. RETURN TO:

Rosanne Mahaney
Acting Director, Division of Medicaid and Medical Assistance
P.O. Box 906
New Castle, Delaware 19720-0906

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED: 3/28/08

18. DATE APPROVED: JAN 27 2010

PLAN APPROVED – ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL:

4/1/08

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPED NAME:

Ted Gallagher

22. TITLE:

Associate Regional Administrator

23. REMARKS:

ATTACHMENT 3.1-A
Page 4c AddendumState DELAWAREAMOUNT, DURATION AND SCOPE OF MEDICAL AND REMEDIAL CARE AND
SERVICES PROVIDED TO THE CATEGORICALLY NEEDY

11. Physical therapy and related services provided under 42 CFR 440.110 are limited to the following:

- a. Physical therapy (PT) services are provided in order to restore functions, improve mobility, relieve pain, and to prevent or limit permanent physical disabilities and patient suffering from injuries or disease. They include such treatments as: Hot packs, Hydrocollator, Infra-Red Treatments, Gait Training, Ultrasound, Range of Motion Tests and Therapeutic Exercises. The patient must be under the care of a physician who must review the written plan of care at least every 30 days. Physical therapy services can be performed only by a qualified physical therapist or under his or her supervision. Qualified physical therapy practitioners must be licensed per Delaware licensure requirements codified in section 2600, Title 24 of the Delaware Administrative Code, Regulated Professions and Occupations. The amount, frequency, and duration of the PT services must be reasonable and necessary. PT services are limited to services provided in the therapist's office or client's home.
- b. Occupational therapy (OT) services treat individuals with a temporary or permanent mental, physical, developmental, or emotional disability by means of constructive activities designed to promote the restoration of an individual's ability to perform required daily living tasks and those required by the person's particular occupational role. Occupational therapists assist individuals in performing activities of all types that are necessary in their daily living and working environments. Those activities range from using a computer, to caring for daily needs such as dressing, cooking, and eating. Physical exercises may be used to increase strength and dexterity, but they shall not be duplicated by physical therapy. Paper and pencil exercises may be chosen to improve visual acuity and the ability to recognize or comprehend pattern. Occupational therapists may also instruct individuals in the use of adaptive equipment such as wheelchairs, splints and aids for eating and dressing. The patient must be under the care of a physician who must review the written plan of care at least every 30 days. OT services can be performed only by a qualified physical therapist or under his or her supervision.

TN No. SPA #08-001
Supersedes
TN No. SP-402

Approval Date JAN. 27, 2010
Effective Date April 1, 2008

ATTACHMENT 3.1-A
Page 4d AddendumState DELAWAREAMOUNT, DURATION AND SCOPE OF MEDICAL AND REMEDIAL CARE AND
SERVICES PROVIDED TO THE CATEGORICALLY NEEDY

Qualified occupational therapy practitioners must be licensed per Delaware licensure requirements codified in section 2000, Title 24 of the Delaware Administrative Code, Regulated Professions and Occupations. The amount, frequency, and duration of the OT services must be reasonable and necessary. OT services are limited to services provided in the therapist's office or client's home.

- c. Speech/Language Pathology Services include assessing, diagnosing, treating, and helping to prevent speech, language, cognitive, communication, voice, swallowing, fluency, and other related disorders. Common treatments include: language intervention activities, articulation therapy and oral motor/feeding therapy. The patient's condition must be such that the services required can be safely and effectively performed only by or under the supervision of a qualified speech pathologist. The therapy must be furnished under a written plan of treatment established and signed by either a physician or therapist caring for the patient. Such services can be performed only by a qualified Speech/Language Pathologist or under his or her supervision. Qualified practitioners must be licensed per Delaware licensure requirements codified in section 3700, Title 24 of the Delaware Administrative Code, Regulated Professions and Occupations. The amount, frequency, and duration of these services must be reasonable and necessary. Services covered under this section are limited to services provided in the therapist's office or client's home.

TN No. SPA #08-001
Supersedes
TN No. SP-402

Approval Date JAN, 27, 2010
Effective Date April 1, 2008