

## **Table of Contents**

**State/Territory Name: Florida**

**State Plan Amendment (SPA) #: 21-0001**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) Summary Form (with 179-like data)
- 3) Approved SPA Pages

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
601 E. 12th St., Room 355  
Kansas City, Missouri 64106



Medicaid and CHIP Operations Group

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June 17, 2021

Mr. Thomas Wallace  
Deputy Secretary for Medicaid  
Agency for Health Care Administration  
2727 Mahan Drive, MS #8  
Tallahassee, Florida 32308

Re: Florida State Plan Amendment (SPA) Transmittal #21-0001

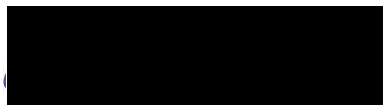
Dear Mr. Wallace:

We reviewed your proposed Medicaid State Plan Amendment (SPA) submitted under transmittal number FL 21-0001. This amendment adds state's description of payment methodology for COVID vaccine administration.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act and implementing regulations at 42 CFR 440, 441, and 447. This letter is to inform you that Florida's Medicaid Transmittal Number 21-0001 is approved effective October 01, 2020.

If you have any questions, please contact Tandra Hodges at 404-562-7409 or via email at [Tandra.Hodges@cms.hhs.gov](mailto:Tandra.Hodges@cms.hhs.gov).

Sincerely,



James G. Scott, Director  
Division of Program Operations

Enclosures

**TRANSMITTAL AND NOTICE OF APPROVAL OF  
STATE PLAN MATERIAL  
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES**

1. TRANSMITTAL NUMBER

2 1 — 0 0 1

2. STATE

FL

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

TO: REGIONAL ADMINISTRATOR  
CENTERS FOR MEDICARE & MEDICAID SERVICES  
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE

October 1, 2020

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

1902(a)(10)(A) of the Social Security Act

7. FEDERAL BUDGET IMPACT

a. FFY <sup>20</sup> \$ 0  
b. FFY <sup>21</sup> \$ 0

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachment 3.1-A Supplement 3

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (*If Applicable*)

n/a

10. SUBJECT OF AMENDMENT

Medication Assisted Treatment (MAT)

11. GOVERNOR'S REVIEW (*Check One*)

GOVERNOR'S OFFICE REPORTED NO COMMENT

OTHER, AS SPECIFIED

COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL

13. TYPED NAME  
Beth Kidder

14. TITLE  
Medicaid Director

15. DATE SUBMITTED  
March 31, 2021

16. RETURN TO

Ms. Beth Kidder  
Deputy Secretary for Medicaid  
Agency for Health Care Administration  
2727 Mahan Drive, Mail Stop #8  
Tallahassee, FL 32308

Attention: Cole Giering

**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED  
March 31, 2021

18. DATE APPROVED  
June 16, 2021

**PLAN APPROVED - ONE COPY ATTACHED**

19. EFFECTIVE DATE OF APPROVED MATERIAL  
October 1, 2020

20. SIGNATURE OF REGIONAL OFFICIAL

21. TYPED NAME  
James G. Scott

22. TITLE  
Director, Division of Program Operations

23. REMARKS

Box 8 - Attachment 4.19-B Page 49

**State of Florida**

**1905(a)(29) Medication-Assisted Treatment (MAT)**

Citation: 3.1(a)(1) Amount, Duration, and Scope of Services: Categorically Needy  
(Continued)

1905(a)(29) X MAT as described and limited in Supplement 3 to Attachment 3.1-A.

ATTACHMENT 3.1-A identifies the medical and remedial services provided to the categorically needy.

TN: 2021-0001  
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**State of Florida**

**1905(a)(29) Medication-Assisted Treatment (MAT)**

Citation: 3.1(a)(1) Amount, Duration, and Scope of Services: Categorically Needy  
(Continued)

i. General Assurance

MAT is covered for all Medicaid beneficiaries who meet the medical necessity criteria for receipt of the service for the period beginning October 1, 2020 and ending September 30, 2025.

ii. Assurances

- a. The state assures coverage of Naltrexone, Buprenorphine, and Methadone and all of the forms of these drugs for MAT that are approved under section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and all biological products licensed under section 351 of the Public Health Service Act (42 U.S.C. 262).
- b. The state assures that Methadone for MAT is provided by Opioid Treatment Programs that meet the requirements in 42 C.F.R. Part 8.
- c. The state assures coverage for all formulations of MAT drugs and biologicals for Opioid Use Disorder (OUD) that are approved under section 505 of the Federal Food, Drug, and Cosmetic Act (21 U.S.C. 355) and all biological products licensed under section 351 of the Public Health Service Act (42 U.S.C. 262).

iii. Service Package

The state covers the following counseling services and behavioral health therapies as part of MAT.

- a. Please set forth each service and components of each service (if applicable), along with a description of each service and component service.

**MAT in Opioid Treatment Program (OTP)**

MAT services rendered within the scope of an OTP include:

- o Medically necessary behavioral health and prescription drug services for the treatment of OUD, including methadone administration, counseling, case review, and medication monitoring.

**MAT in Office-Based Opioid Treatment (OBOT)**

MAT Behavioral Health Services

MAT behavioral health services for the treatment of OUD includes counseling services such as individual and group counseling sessions.

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**State of Florida**

**1905(a)(29) Medication-Assisted Treatment (MAT)**

Citation: 3.1(a)(1) Amount, Duration, and Scope of Services: Categorically Needy  
(Continued)

Additional MAT Coverage

Additional MAT Coverage for the treatment of OUD includes medical assessment, and subsequent prescription(s).

For the period of October 1, 2020, through September 30, 2025 Medication Assisted Treatment (MAT) to treat Opioid Use Disorder (OUD) is covered exclusively under section 1905(a)(29).

- b. Please include each practitioner and provider entity that furnishes each service and component service.

**Opioid Treatment Program (OTP)**

OTPs render MAT for opioid addiction delivered under the supervision of a physician or psychiatrist.

Medication administration and monitoring is provided by physicians, physician assistants, nurses, or nurse practitioners licensed in the State of Florida and working within the scope of their practice.

Counseling services are provided by:

- Licensed professionals working within the scope of practice;
- Unlicensed professionals working under the direct supervision of a licensed qualified professional:
  - Registered marriage and family therapy, clinical social work, and mental health counseling interns;
  - Certified master's degree level addiction professionals who are certified by the Florida Certification Board;
  - Certified addictions professionals who are certified by the Florida Certification Board;
  - Certified addiction counselors who are certified by the Florida Certification Board.
  - Certified recovery peer specialists
  - Certified recovery support specialists

**Office Based Opioid Treatment (OBOT)**

The following providers can deliver all aspects of the MAT for OUD service benefit:

- Physicians, physician assistants, nurses, or nurse practitioners licensed in the State of Florida and working within the scope of their practice.

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**1905(a)(29) Medication-Assisted Treatment (MAT)**

Citation: 3.1(a)(1) Amount, Duration, and Scope of Services: Categorically Needy  
(Continued)

The following providers can provide individual, family, or group counseling:

- Physicians licensed in the State of Florida and working within the scope of their practice.
- Psychiatric advanced practice registered nurses licensed in the State of Florida working within their scope of practice
- Mental health professionals licensed in the State of Florida working within their scope of their practice
- Master's level certified addiction professionals
- Master's level practitioners

The following providers can provide group counseling:

- Psychiatric nurses licensed in the State of Florida working within the scope of their practice
- Bachelor's level practitioners
- Certified addiction professionals

The following providers can deliver MAT for OUD-related services to recipients under the terms of a collaborative pharmacy practice agreement with a licensed physician:

- Pharmacists licensed in the State of Florida and working within their scope of practice.

c. Please include a brief summary of the qualifications for each practitioner or provider entity that the state requires. Include any licensure, certification, registration, education, experience, training and supervisory arrangements that the state requires.

- Physicians licensed in the State of Florida and working within the scope of their practice.
- Psychiatric advanced practice registered nurses licensed in the State of Florida working within their scope of practice.
- Nurses licensed in the State of Florida and working within the scope of their practice.
- Physician assistants licensed in the State of Florida and working within the scope of their practice.
- Mental health professionals licensed in the State of Florida and working within the scope of their practice.
- Pharmacists licensed in the State of Florida and working within their scope of practice.

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Citation: 3.1(a)(1) Amount, Duration, and Scope of Services: Categorically Needy  
(Continued)

- Registered marriage and family therapy, clinical social work, and mental health counseling interns who:
  - hold a degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field
- Certified master's degree level addiction professionals who:
  - hold a Master's degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field and are certified by the Florida Certification Board;
- Certified addictions professionals who:
  - hold a Bachelor's degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field
  - are certified by the Florida Certification Board;
- Certified addiction counselors who:
  - hold a Bachelor's degree from an accredited university or college with a major in counseling, social work, psychology, nursing, rehabilitation, special education, health education, or a related human services field
  - are certified by the Florida Certification Board.
- Certified recovery peer specialists and certified recovery support specialists who:
  - have a minimum of three (3) years of experience providing recovery support services to individuals with substance use disorders;
  - are certified by the Florida Certification Board.
  - Recovery support specialists and recovery peer specialists are allowed one year from the date of their employment to obtain certification through the Florida Certification Board.

Providers that administer Methadone through MAT must meet the requirements in 42 C.F.R. Part 8 and be certified as an Opioid Treatment Program by the Federal Substance Abuse and Mental Health Services Administration. (other requirements are in (b) above)

iv. Utilization Controls

  X   The state has drug utilization controls in place. (Check each of the following that apply)

- Generic first policy
- X   Preferred drug lists
- X   Clinical criteria

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Citation: 3.1(a)(1) Amount, Duration, and Scope of Services: Categorically Needy  
(Continued)

  X   Quantity limits

       The state does not have drug utilization controls in place.

v. Limitations

Describe the state's limitations on amount, duration, and scope of MAT drugs, biologicals, and counseling and behavioral therapies related to MAT.

**MAT Behavioral Health Services**

MAT behavioral health services for the treatment of OUD includes counseling and Methadone administration. :

- Services are limited in amount, duration, and scope to:
  - mental health and substance abuse services that are provided for the maximum reduction of the recipient's mental health
  - substance abuse disability and restoration to the best possible functional level.
  - those which are medically necessary and are recommended by a licensed practitioner, psychiatrist, or other physician and included in a treatment plan.

MAT services for the treatment of OUD through an Opioid Treatment Program (OTP) are limited to 52 visits per state fiscal year. Exceptions to these service limitations can be granted with prior authorization based on medical necessity.

**MAT for OUD in a non-OTP**

Counseling limit is 136 15-minute units per fiscal year of individual counseling; group counseling limit is 174 15-minute units per fiscal year. Exceptions to these service limitations can be granted with prior authorization based on medical necessity.

**MAT Prescribed Drugs**

MAT medications are reviewed by the State's Pharmaceutical and Therapeutics (P&T) Committee to determine inclusion on the preferred drug list. Age and quantity limits are based on the manufacturer's prescribing information and evaluation of usage by the State and/or the Drug Utilization Review Board, as defined in section 4.26 of this plan.

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Citation: 3.1(a)(1) Amount, Duration, and Scope of Services: Categorically Needy  
(Continued)

PRA Disclosure Statement - This information is being collected to assist the Centers for Medicare & Medicaid Services in implementing section 1006(b) of the SUPPORT for Patients and Communities Act (P.L. 115-271) enacted on 10/24/2018. Section 1006(b) requires state Medicaid plans to provide coverage of Medication-Assisted Treatment (MAT) for all Medicaid enrollees as a mandatory Medicaid state plan benefit for the period beginning October 1, 2020, and ending September 30, 2025. Under the Privacy Act of 1974 any personally identifying information obtained will be kept private to the extent of the law. An agency may not conduct or sponsor, and a person is not required to respond to, a collection of information unless it displays a currently valid Office of Management and Budget (OMB) control number. The OMB control number for this project is 0938-1148 (CMS-10398 # 68). Public burden for all of the collection of information requirements under this control number is estimated to take about 80 hours per response. Send comments regarding this burden estimate or any other aspect of this collection of information, including suggestions for reducing this burden, to CMS, 7500 Security Boulevard, Attn: Paperwork Reduction Act Reports Clearance Officer, Mail Stop C4-26-05, Baltimore, Maryland 21244-1850.

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Supersedes: NEW  
Effective Date: 10/1/2020  
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**Medication-Assisted Treatment (MAT) Pursuant to section 1905(a)(29) of the Social Security Act**

MAT Behavioral Health Services

MAT Behavioral Health Services are reimbursed in accordance with Attachment 4.19-B Page 3, Rehabilitation Services, and Attachment 4.19-B Page 3b, Community-Based-Substance Abuse Services.

MAT Prescribed Drugs

The state covers all formulations of MAT drugs and biologicals for OUD that are approved under section 505 of the Federal Food,-Drug, and Cosmetic Act (21 U.S.C. 355) and all biological products licensed under section 351 of the Public Health Service Act (42 U.S.C. 262).

Unbundled MAT Prescribed Drugs and biologicals that are dispensed or administered to treat opioid use disorder are reimbursed using the same methodology as described for prescribed drugs in Attachment 4.19-B page 4 and 4a, Prescribed Drugs.