

Table of Contents

State/Territory Name: Texas

State Plan Amendment (SPA) #: 19-0014

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) CMS 179 Form/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

August 27, 2020

Ms. Stephanie Stephens
State Medicaid Director
Texas Health and Human Services Commission
Mail Code: H100
Post Office Box 13247
Austin, TX 78711

Re: Texas State Plan Amendment (SPA) 19-0014

Dear Ms. Stephens:

We have reviewed the proposed amendment to Attachment 3.1-A and 3.1- B of your Medicaid State plan submitted under transmittal number (TN) 19-0014. The proposed amendment allows pharmacists to administer certain medications and flu vaccines in a pharmacy setting and to provide for appropriate reimbursement.


Based upon the information provided by the State, we have approved the amendment for incorporation into the official Texas State Plan with an effective date of October 1, 2019. A copy of the CMS-179 and the approved plan page is enclosed with this letter.

If you have any questions, please contact Ford Blunt at (214) 767-6381 or by email at Ford.Blunt@cms.hhs.gov.

Sincerely,

A solid black rectangular box redacting the signature of James G. Scott.

James G. Scott, Director
Division of Program Operations

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL FOR: CENTERS FOR MEDICARE AND MEDICAID SERVICES		1. TRANSMITTAL NUMBER: 19-0014	2. STATE: TEXAS
		3. PROGRAM IDENTIFICATION: TITLE XIX OF THE SOCIAL SECURITY ACT (MEDICAID)	
TO: REGIONAL ADMINISTRATOR CENTERS FOR MEDICARE AND MEDICAID SERVICES DEPARTMENT OF HEALTH AND HUMAN SERVICES		4. PROPOSED EFFECTIVE DATE: October 1, 2019	
5. TYPE OF PLAN MATERIAL <i>(Circle One)</i> : <input type="checkbox"/> NEW STATE PLAN <input type="checkbox"/> AMENDMENT TO BE CONSIDERED AS NEW PLAN <input checked="" type="checkbox"/> AMENDMENT			
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT <i>(Separate Transmittal for each amendment)</i>			
6. FEDERAL STATUTE/REGULATION CITATION: 42 CFR § 440.60; 42 CFR §447.10(g)		7. FEDERAL BUDGET IMPACT: SEE ATTACHMENT a. FFY 2020 - \$17,933 b. FFY 2021 - \$31,615 c. FFY 2022 - \$35,199	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: SEE ATTACHMENT TO BLOCKS 8 & 9		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT <i>(If Applicable)</i> : SEE ATTACHMENT TO BLOCKS 8 & 9	
10. SUBJECT OF AMENDMENT: The proposed amendment is to allow pharmacists to administer certain medications and flu vaccines in a pharmacy setting and to provide for appropriate reimbursement.			
11. GOVERNOR'S REVIEW <i>(Check One)</i> : <input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input checked="" type="checkbox"/> OTHER, AS SPECIFIED: Sent to Governor's Office this date. Comments, if any, will be forwarded upon receipt. <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL			
12. SIGNATURE OF STATE AGENCY OFFICIAL: stephanie stephens <small>Digitally signed by stephanie stephens Date: 2020.06.15 11:43:30 -05'00'</small>		16. RETURN TO: Stephanie Stephens State Medicaid Director Post Office Box 13247, MC: H-100 Austin, Texas 78711	
13. TYPED NAME: Stephanie Stephens			
14. TITLE: State Medicaid Director			
15. DATE SUBMITTED: December 31, 2019			
FOR REGIONAL OFFICE USE ONLY			
17. DATE RECEIVED: December 31, 2019		18. DATE APPROVED: August 18, 2020	
PLAN APPROVED – ONE COPY ATTACHED			
19. EFFECTIVE DATE OF APPROVED MATERIAL: October 1, 2019		20. SIGNATURE OF REGIONAL OFFICIAL:  nes	
21. TYPED NAME: James G. Scott		22. TITLE: Director <small>10:28:13 -05'00'</small> Division of Program Services	
23. REMARKS:			

Attachment to Blocks 8 & 9 of CMS Form 179

Transmittal Number 19-0014

<u>Number of the Plan Section or Attachment</u>	<u>Number of the Superseded Plan Section or Attachment</u>
Appendix 1 to Attachment 3.1-A Page 13h	Creating new page
Appendix 1 to Attachment 3.1-A Page 13h.1	Creating new page
Appendix 1 to Attachment 3.1-B Page 13h	Creating new page
Appendix 1 to Attachment 3.1-B Page 13h.1	Creating new page

6.d (11). Pharmacist.

a. Administration Services

1. Certain injectable drugs and vaccines administered by a participating pharmacy are covered services. Administration services do not require prior authorization.
2. HHSC lists the injectable drugs and vaccines that may be provided by a participating pharmacy on its Internet website.
3. Participating pharmacies are licensed pharmacies enrolled as Title XIX providers with the Vendor Drug Program.
4. Administering pharmacists are health care professionals who are licensed by the Texas State Board of Pharmacy to practice as a pharmacist, who have met and maintained the eligibility requirements set forth in law, and who have been certified by the State Board of Pharmacy to administer injectable drugs and vaccines. Administering pharmacists are under the supervision of a physician in accordance with Texas law. Pharmacists are employed and remunerated by a pharmacy for their services. If the services are covered and reimbursable by the program, payment may be made to the pharmacy who employs the licensed pharmacist.

b. Vaccine Services

1. Certain vaccines may be provided by a participating pharmacy. Coverage of vaccines do not require a prescription for Medicaid-eligible clients age seven and older. Vaccines do not require prior authorization.
2. HHSC lists the vaccines that may be provided by a participating pharmacy on its Internet website.
3. Participating pharmacies are licensed pharmacies enrolled as Title XIX providers with the Vendor Drug Program.

TN: 19-0014 Approval Date: 08-18-20

Supersedes TN: None - New page Effective Date: 10-01-19

4. Administering Pharmacists are health care professionals who are licensed by the Texas State Board of Pharmacy to practice as a pharmacist, who have met and maintained the eligibility requirements set forth in law, and who have been certified by the State Board of Pharmacy to administer vaccines. Administering pharmacists are under the supervision of a physician in accordance with Texas law. Pharmacists may administer immunizations or vaccinations only under a physician's written protocol authorizing the administration. Pharmacists are employed and remunerated by a pharmacy for their services. If the services are covered and reimbursable by the program, payment may be made to the pharmacy who employs the licensed pharmacist.

6.d (11). Pharmacist.

a. Administration Services

1. Certain injectable drugs and vaccines administered by a participating pharmacy are covered services. Administration services do not require prior authorization.
2. HHSC lists the injectable drugs and vaccines that may be provided by a participating pharmacy on its Internet website.
3. Participating pharmacies are licensed pharmacies enrolled as Title XIX providers with the Vendor Drug Program.
4. Administering pharmacists are health care professionals who are licensed by the Texas State Board of Pharmacy to practice as a pharmacist, who have met and maintained the eligibility requirements set forth in law, and who have been certified by the State Board of Pharmacy to administer injectable drugs and vaccines. Administering pharmacists are under the supervision of a physician in accordance with Texas law. Pharmacists are employed and remunerated by a pharmacy for their services. If the services are covered and reimbursable by the program, payment may be made to the pharmacy who employs the licensed pharmacist.

b. Vaccine Services

1. Certain vaccines may be provided by a participating pharmacy. Coverage of vaccines do not require a prescription for Medicaid-eligible clients age seven and older. Vaccines do not require prior authorization.
2. HHSC lists the vaccines that may be provided by a participating pharmacy on its Internet website.
3. Participating pharmacies are licensed pharmacies enrolled as Title XIX providers with the Vendor Drug Program.

4. Administering Pharmacists are health care professionals who are licensed by the Texas State Board of Pharmacy to practice as a pharmacist, who have met and maintained the eligibility requirements set forth in law, and who have been certified by the State Board of Pharmacy to administer vaccines. Administering pharmacists are under the supervision of a physician in accordance with Texas law. Pharmacists may administer immunizations or vaccinations only under a physician's written protocol authorizing the administration. Pharmacists are employed and remunerated by a pharmacy for their services. If the services are covered and reimbursable by the program, payment may be made to the pharmacy who employs the licensed pharmacist.

TN: 19-0014 Approval Date: 08-18-20
Supersedes TN: None - New page Effective Date: 10-01-19