

Table of Contents

State/Territory Name: Washington

State Plan Amendment (SPA) #: 24-0017

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 (300)
Kansas City, Missouri 64106



Medicaid and CHIP Operations Group

May 23, 2024

Susan Birch, Director
Dr. Charissa Fotinos, State Medicaid Director
Health Care Authority
Post Office Box 45502
Olympia, WA 98504-5010

Re: Washington State Plan Amendment (SPA) – 24-0017

Dear Director Birch and Dr. Fotinos:


The Centers for Medicare & Medicaid Services (CMS) reviewed your Medicaid State Plan Amendment (SPA) submitted under transmittal number (TN) 24-0017. This amendment will update the Rehabilitative Services, Section 13.d of the Medicaid State Plan to align the description of a Mental Health Care Provider.

We conducted our review of your submittal according to statutory requirements in Title XIX of the Social Security Act. This letter informs you that Washington State Plan Amendment (SPA) – 24-0017 was approved on May 23, 2024, with an effective date of January 1, 2024.

Enclosed are copies of Form CMS-179 and approved SPA pages to be incorporated into the Washington State Plan.

If you have any questions, please contact Edwin Walaszek at (212)-616-2512 or via email at edwin.walaszek1@cms.hhs.gov.

Sincerely,

 Digitally signed by James
G. Scott -S
Date: 2024.05.23 16:47:03
-05'00'

James G. Scott, Director
Division of Program Operations

Enclosures

cc: Ann Myers, Section Manager & State Plan Coordinator, Health Care Authority

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

1. TRANSMITTAL NUMBER

2 4 — 0 0 1 7

2. STATE

WA

3. PROGRAM IDENTIFICATION: TITLE OF THE SOCIAL SECURITY ACT

XIX XXI

TO: CENTER DIRECTOR
CENTERS FOR MEDICAID & CHIP SERVICES
DEPARTMENT OF HEALTH AND HUMAN SERVICES

4. PROPOSED EFFECTIVE DATE

January 1, 2024

5. FEDERAL STATUTE/REGULATION CITATION

Section 1902a of the Social Security Act

6. FEDERAL BUDGET IMPACT (Amounts in WHOLE dollars)

a. FFY 2024 \$ 0
b. FFY 2025 \$ 0

7. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Attachment 3.1-A page 38
Attachment 3.1-B page 38

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable)

Attachment 3.1-A page 38 (TN# 23-0010)
Attachment 3.1-B page 38 (TN# 23-0010)

9. SUBJECT OF AMENDMENT

Update Definition of Mental Health Care Provider

10. 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: EXEMPT

11. SIGNATURE OF STATE AGENCY OFFICIAL

 MD, MSc

12. TYPED NAME
Charissa Fotinos, MD, MSc

13. TITLE
Medicaid and Behavioral Health Medical Director

14. DATE SUBMITTED
March 27, 2024

15. RETURN TO
State Plan Coordinator
POB 42716
Olympia, WA 98504-2716


FOR CMS USE ONLY

16. DATE RECEIVED
March 27, 2024

17. DATE APPROVED
May 23, 2024

PLAN APPROVED - ONE COPY ATTACHED

18. EFFECTIVE DATE OF APPROVED MATERIAL
January 1, 2024

19. SIGNING OFFICIAL
 Digitally signed by James G. Scott -S
Date: 2024.05.23 16:48:09 -05'00'

20. TYPED NAME OF APPROVING OFFICIAL
James G. Scott

21. TITLE OF APPROVING OFFICIAL
Director, Division of Program Operations

22. REMARKS

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTONAMOUNT, DURATION, AND SCOPE OF MEDICAL AND REMEDIAL
CARE AND SERVICES PROVIDED TO THE CATEGORICALLY NEEDY

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13. d. Rehabilitative Services (cont)
- “Psychiatric nurse” means a registered nurse who has a bachelor's degree from an accredited college or university, and who has had, in addition, at least two years' experience in the direct treatment of mentally ill or emotionally disturbed persons, such experience gained under the supervision of a Mental Health Professional. "Psychiatric nurse" also means any other registered nurse who has three years of such experience.
 - “Psychiatric advanced nurse practitioner” means person who is licensed as an advanced registered nurse practitioner according to state law; who is board-certified in advance practice psychiatric and mental health nursing.
- i. **Licensed Practical Nurse**
- ii. **Nursing Assistant Registered/Certified**
- iii. **Medical Assistant - Certified**
- iv. **Licensed Pharmacist**
- v. **Licensed Osteopathic Physician Assistant**
- vi. **Licensed Registered Nurse**
- vii. **Certified Substance Use Disorder Professional**
- viii. **Certified Substance Use Disorder Professional Trainee**
- ix. **Certified Peer Counselor** who has self-identified as in recovery from mental health conditions and or substance use disorders or is the parent or legal guardian of a person who has applied for, is eligible for, or has received mental health or substance use services; has received specialized training provided or contracted by the Health Care Authority; has passed a test, which includes both written and oral components of the training; has passed a Washington State background check; has been certified by the Health Care Authority and is working under an Agency Affiliated registration. Certified Peer Counselors work under the supervision of a Mental Health Professional or a Substance Use Disorder Professional.
- x. **Mental Health Care Provider** means an individual working in a Behavioral Health Agency, under the supervision of a Mental Health Professional, who has primary responsibility for implementing an individualized plan for mental health rehabilitation services. To provide services as a Mental Health Care Provider, this person must be a Registered Agency Affiliated Counselor and have a minimum of one year of education or experience in mental health or a related field.
- xi. **Behavioral Health Specialist** means a Mental Health Professional who meets state requirements as:
- A “child mental health specialist”
 - A “geriatric mental health specialist”
 - An “ethnic minority mental health specialist”
 - A “disability mental health specialist”
 - A “co-occurring disorder specialist – enhancement”
- xii. **Certified Gambling Counselor** is an individual that holds a state license as a Marriage and Family Therapist, a Marriage and Family Therapist Associate, A Mental Health Counselor, a mental Health Counselor Associate, a Social Worker (Advanced, Independent Clinical, or Associate), Psychologist or a state certification as a Substance Use Disorder Professional or Substance Use Disorder Professional Trainee and also holds a state certification as a Certified Gambling Counselor.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTONAMOUNT, DURATION, AND SCOPE OF SERVICES PROVIDED TO THE
MEDICALLY NEEDY GROUPS: ALL

13. d. Rehabilitative services (cont)

- “Psychiatric advanced registered nurse practitioner” means a person who is licensed as an advanced registered nurse practitioner according to state law; who is board certified in advance practice psychiatric and mental health nursing.
- i. **Licensed Practical Nurse**
- ii. **Nursing Assistant Registered/Certified**
- iii. **Medical Assistant – Certified**
- iv. **Licensed Pharmacist**
- v. **Licensed Osteopathic Physician Assistant**
- vi. **Licensed Registered Nurse**
- vii. **Certified Substance Use Disorder Professional**
- ix. **Certified Substance Use Disorder Professional Trainee**
- x. **Certified Peer Counselor** who has self-identified as in recovery from mental health conditions and or substance use disorders or is the parent or legal guardian of a person who has applied for, is eligible for, or has received mental health or substance use services; has received specialized training provided or contracted by the Health Care Authority; has passed a test, which includes both written and oral components of the training; has passed a Washington State background check; has been certified by the Health Care Authority and is working under an Agency Affiliated registration. Certified Peer Counselors work under the supervision of a Mental Health Professional or a Substance Use Disorder Professional.
- xi. **Mental Health Care Provider** means an individual working within a Behavioral Health Agency, under the supervision of a Mental Health Professional, who has primary responsibility for implementing an individualized plan for mental health rehabilitation services. To provide services as a Mental Health Care Provider, this person must be a Registered Agency Affiliated Counselor and have a minimum of one year of education or experience in mental health or a related field.
- x. **Behavioral health Specialist** means an individual that hold a state-credential from the list above and meets state requirements as:
 - A "child mental health specialist"
 - A "geriatric mental health specialist"
 - An "ethnic minority mental health specialist"
 - A "disability mental health specialist"
 - A "Certified problem gambling counselor specialist "
 - A "Co-Occurring Disorder Specialist-Enhancement"
- xii. **Certified Gambling Counselor** is an individual who holds a state license as a Marriage and Family Therapist, a Marriage and Family Therapist Associate, A Mental Health Counselor, a Mental Health Counselor Associate, a Social Worker (Advanced, Independent Clinical, or Associate), Psychologist or a state certification as a Substance Use Disorder Professional or Substance Use Disorder Professional Trainee and also holds a state certification as a Certified Gambling Counselor.