

## **Table of Contents**

**State Name:** Delaware

**State Plan Amendment (SPA) #:** 14-0014

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  
150 S. Independence Mall West  
Suite 216, The Public Ledger Building  
Philadelphia, Pennsylvania 19106-3499



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

SWIFT #093020144055

OCT 30 2014

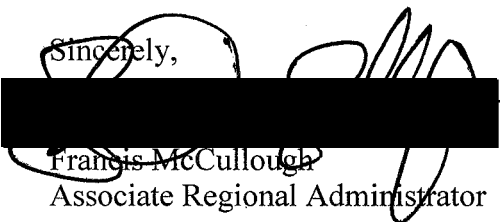
Mr. Stephen M. Groff, Director  
Division of Medicaid and Medical Assistance  
P.O. Box 906  
New Castle, DE 19720-0906

Dear Mr. Groff:

We are pleased to inform you of the approval of Delaware State Plan Amendment (SPA) 14-0014 to amend the provider qualifications for State Plan Medicaid Rehabilitative Services: Crisis Intervention Services, Substance Use Disorder Services and Other Licensed Behavioral Health Professionals.

Enclosed is a copy of the approved SPA pages and the signed CMS-179 form. The effective date of this amendment is July 1, 2014. If you have any questions, you may contact Michael Cleary at (215) 861-4282.

Sincerely,

  
Francis McCullough  
Associate Regional Administrator

Enclosures

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

1. TRANSMITTAL NUMBER:  
**SPA #14-0014**

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  
**JULY 1, 2014**

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:  
**§1905 of the Social Security Act (a)(13), 42 CFR §440.130(d),  
42 CFR §440.60, 42 CFR §440.225, 42 CFR §440.20**

7. FEDERAL BUDGET IMPACT:  
a. FFY **2014**      \$ **0**  
b. FFY **2015**      \$ **0**

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

**Attachment 3.1-A Page 6r  
Attachment 3.1-A Page 6v**

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 PAGE NUMBER OF THE SUPERSEDED PLAN SECTION  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

**Attachment 3.1-A Page 6r  
Attachment 3.1-A Page 6v**

10. SUBJECT OF AMENDMENT: **Reimbursement Methodology for State Plan Medicaid Rehabilitative Services: Crisis Intervention (CI) Services, Substance Use Disorder (SUD) Services and Other Licensed Behavioral Health Professionals**

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:

**//Stephen M. Groff – signature//**

13. TYPED NAME:

**Stephen M. Groff, Director, Delaware Division of Medicaid and  
Medical Assistance**

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

15. DATE SUBMITTED:

**September 30, 2014**

16. RETURN TO:

**Stephen M. Groff  
Director  
Division of Medicaid and Medical Assistance  
P.O. Box 906  
New Castle, Delaware 19720-0906**

**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED:

**September 30, 2014**

18. DATE APPROVED:

**October 30, 2014**

**PLAN APPROVED – ONE COPY ATTACHED**

19. EFFECTIVE DATE OF APPROVED MATERIAL:

**July 1, 2014**

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPED NAME:

**Fran McCullough**

22. TITLE:

**Associate Regional Administrator**

23. REMARKS:

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: DELAWARE

LIMITATIONS ON AMOUNT, DURATION AND SCOPE OF MEDICAL AND REMEDIAL CARE  
AND SERVICES PROVIDED TO THE CATEGORICALLY NEEDY

**13.d. Rehabilitative Services: 42 CFR 440.130(d) Continued:**

**4. *Substance Use Disorder (SUD) Treatment Services for Adults With Alcoholism Or Drug Dependence Continued :***

**4A. Outpatient Addiction Services Continued**

Outpatient services may be indicated as an initial modality of care for a beneficiary whose severity of illness warrants this level of treatment, or when a beneficiary's progress warrants a less intensive modality of service than they are currently receiving. The intensity of the services will be driven by medical necessity. Medication-assisted therapies (MAT) should only be utilized when a beneficiary has an established SUD (e.g., opiate or alcohol dependence condition) that is clinically appropriate for MAT.

Provider qualifications: Outpatient addiction services are provided by licensed and unlicensed professional staff, who are at least eighteen (18) years of age with a high school or equivalent diploma, according to their areas of competence as determined by degree, required levels of experience as defined by state law and regulations and departmentally approved program guidelines and certifications. All outpatient substance use disorder (SUD) programs are licensed under state law. Licensed practitioners under Delaware state regulation are licensed by Delaware and include Licensed Clinical Social Workers (LCSWs), Licensed Professional Counselors of Mental Health (LPCMH), Licensed Marriage and Family Therapists (LMFTs), nurse practitioners (NPs), advanced practice nurses (APNs), medical doctors (MD and DO) and psychologists. Any staff who is unlicensed and providing addiction services must be credentialed by the Delaware Division of Substance Abuse and Mental Health (DSAMH) and/or the credentialing board or be under the supervision of a qualified health professional (QHP). Unlicensed staff under Delaware state regulation for SUD outpatient services include certified recovery coaches, credentialed behavioral health technicians, Registered Nurses and Licensed Practical Nurses, certified alcohol and drug counselor (CADC), internationally certified alcohol and drug counselor (ICADC), certified co-occurring disorders professional (CCDP), internationally certified co-occurring disorders professional (ICCDP), internationally certified co-occurring disorders professional diplomate (ICCDP-D) and licensed chemical dependency professional (LCDP).

**TN No. SPA #14-0014**

**Supersedes**

**TN No. SPA #13-0018**

**Approval Date: 10/30/2014**

**Effective Date July 1, 2014**

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State: DELAWARE

LIMITATIONS ON AMOUNT, DURATION AND SCOPE OF MEDICAL AND REMEDIAL CARE  
AND SERVICES PROVIDED TO THE CATEGORICALLY NEEDY

**13.d. Rehabilitative Services: 42 CFR 440.130(d) Continued:**

**4. *Substance Use Disorder (SUD) Treatment Services for Adults With Alcoholism Or Drug Dependence Continued :***

4B. Residential Addiction Services Continued

Provider qualifications: Services are provided by licensed and unlicensed professional staff, who are at least eighteen (18) years of age with a high school or equivalent diploma, according to their areas of competence as determined by degree, required levels of experience as defined by state law and regulations and departmentally approved program guidelines and certifications. All residential programs are licensed under state law per Delaware Administrative Code Title 16.6001. The licensure applies to all programs providing services to beneficiaries in need of programs and services for diagnosed substance use and/or mental disorders. The licensure at a minimum requires: documentation of all insurance coverage required in regulation; the maximum client capacity requested; and a copy of the agency's Delaware business license and home state license, when applicable. The licensure also requires a description of the services to be provided by the program, including a statement of the program philosophy, goals and objectives, and a description of the methodology for each service element; and organization charts of showing incumbent names, positions, degrees and credentials (e.g., license, certification); all vacant positions; and illustrating direct and indirect reporting and supervisory relationships.

Licensed practitioners under Delaware State regulation are licensed by Delaware and include Licensed Clinical Social Workers (LCSWs), Licensed Professional Counselors of Mental Health (LPCMH), Licensed Marriage and Family Therapists (LMFTs), nurse practitioners (NPs); advanced practice nurses (APNs), medical doctors (MD and DO) and psychologists. Any staff who is unlicensed and providing addiction services must be credentialed by the Delaware Division of Substance Abuse and Mental Health (DSAMH) and/or the credentialing board or be under the supervision of a qualified health professional (QHP). State regulations require supervision of non-credentialed practitioners by QHP meeting the supervisory standards established by DSAMH. A QHP includes the following professionals who are currently registered with their respective Delaware board LCSWs, LPCMH, and LMFTs, APNs, NPs, medical doctors (MD and DO), and psychologists. The QHP provides clinical/administrative oversight and supervision of non-credentialed staff in a manner consistent with their scope of practice.

TN No. SPA #14-0014

Supersedes

TN No. SPA #13-0018

Approval Date: 10/30/2014

Effective Date July 1, 2014