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State/Territory Name: Washington

State Plan Amendment (SPA) #: 14-0025

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
Seattle Regional Office
701 Fifth Avenue, Suite 1600, MS/RX-200
Seattle, Washington 98104



Division of Medicaid & Children's Health Operations

Dorothy Frost Teeter, Director
MaryAnne Lindeblad, Medicaid Director
Health Care Authority
Post Office Box 45502
Olympia, Washington 98504-5010

AUG 28 2014

RE: Washington State Plan Amendment (SPA) Transmittal Number 14-0025

Dear Ms. Teeter and Ms. Lindeblad:

The Centers for Medicare & Medicaid Services (CMS) Seattle Regional Office has completed its review of State Plan Amendment (SPA) Transmittal Number WA 14-0025. This SPA adds Individuals with Disabilities Education Act (IDEA) part C services under the School-Based Healthcare Services (SBHS) program.

This SPA is approved with an effective date of July 1, 2014.



If you have any additional questions or require any further assistance, please contact me, or have your staff contact James Moreth at (360) 943-0469 or James.Moreth@cms.hhs.gov.

Sincerely,

A large black rectangular redaction box covering the signature area of the letter.

Carol J.C. Peverly
Associate Regional Administrator
Division of Medicaid and Children's Health
Operations

cc:
Ann Myers, SPA Coordinator

TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL		1. TRANSMITTAL NUMBER: 14-0025	2. STATE Washington
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):			
<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 (Separate Transmittal for each amendment)			
6. FEDERAL STATUTE/REGULATION CITATION: 1955(c) of the Social Security Act		7. FEDERAL BUDGET IMPACT: a. FFY 2014 \$4,170 b. FFY 2015 \$50,000	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT: Att. 3.1-A page 16 Att. 3.1-B page 16 Att. 4.19-B page 22		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable): Att. 3.1-A page 16 Att. 3.1-B page 16 Att. 4.19-B page 22	
10. SUBJECT OF AMENDMENT: School-Based Health Services			
11. GOVERNOR'S REVIEW (Check One):			
<input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input checked="" type="checkbox"/> OTHER, AS SPECIFIED: Exempt <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: 		16. RETURN TO: Ann Myers Office of Rules and Publications Legal and Administrative Services Health Care Authority 626 8 th Ave SE MS: 42716 Olympia, WA 98504-2716	
13. TYPED NAME: MARYANNE LINDEBLAD			
14. TITLE: MEDICAID DIRECTOR			
15. DATE SUBMITTED: 6-30-14			
FOR REGIONAL OFFICE USE ONLY			
17. DATE RECEIVED: 6/30/2014		18. DATE APPROVED: 8/28/14	
PLAN APPROVED – ONE COPY ATTACHED			
19. EFFECTIVE DATE OF APPROVED MATERIAL: July 1, 2014		20. SIGNATURE OF REGIONAL OFFICIAL: 	
21. TYPED NAME: Carol J.C. Peverly		22. TITLE: Associate Regional Administrator Division of Medicaid & Children's Health	
23. REMARKS:			

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTON

4. b. EPSDT (cont)
6. Hospice care, including palliative care
7. School-based health care services
- (1) School-based health care services are provided to a child with a disability. The Medicaid agency reimburses school districts for school-based health care services provided to children in Special Education, consistent with Section 1905(c) of the Social Security Act. Covered services must:
- Address the physical and/or mental disabilities of the child;
 - Be prescribed by a currently licensed physician or another currently licensed health care practitioner within his or her scope of practice under state law; and
 - Be in accordance with the Individuals with Disabilities Education Act (IDEA) by being included in the child's current Individualized Education Program (IEP) for Part B services, or Individualized Family Service Plan (IFSP) for Part C services.
- (a) Provider qualifications – School-based health care services provided to a child with a disability must be delivered by a qualified provider who meets both federal and state licensing requirements. The professional must operate within the scope of his or her license and certification according to state law and professional practice standards.
- (i) *Physical Therapist* – A 'licensed physical therapist' is an individual who has met the requirements set forth in 42 CFR 440.110(a), passed the National Physical Therapy Examination (NPTE), and who is currently licensed according to the Washington State Board of Physical Therapy. Physical therapy services may be provided by a 'licensed physical therapy assistant' who has passed the National Physical Therapy Examination (NPTE), and meets the requirements of Chapter 18.74 RCW and Chapter 246-915 WAC. A 'licensed physical therapist assistant' must be under the direction and supervision of a licensed physical therapist.
- (ii) *Occupational Therapist* – A 'licensed occupational therapist' is an individual who has met the requirements set forth in 42 CFR 440.110(b), has passed the National Board for Certification in Occupational Therapy's (NBCOT) examination, and who is currently licensed according to the Washington State Occupational Therapy Practice Board. Occupational therapy services may be provided by a 'licensed occupational therapy assistant' who has passed the National Board for Certification in Occupational Therapy's (NBCOT) examination, and meets the requirements of Chapter 18.59 RCW and Chapter 246-847 WAC. A 'licensed occupational therapist assistant' must be under the direction and supervision of a licensed occupational therapist.
- (iii) *Speech-Language Pathologist* – A 'licensed speech-language pathologist' is an individual who has met the requirements set forth in 42 CFR 440.110(c)(2), has passed the Speech and Hearing Association examination, and who is currently licensed according to the Washington State Board of Hearing and Speech. Speech-language pathology services may be provided by a 'certified speech-language

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

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4. b. EPSDT (cont)

- Services for clients with speech, hearing, and language disorders must be provided by or under the supervision of a speech pathologist or audiologist. Speech pathologists, audiologists, and individuals providing services under their supervision must meet the requirements in chapter 18.35 RCW in effect as of July 1, 2009. Chapter 18.35 RCW specifies required education, experience, and the state's application and examination process for these providers.

6. Hospice care, including palliative care

7. School-based health care services

(1) School-based health care services are provided to a child with a disability. The Medicaid agency reimburses school districts for school-based health care services provided to children in Special Education, consistent with Section 1905(c) of the Social Security Act. Covered services must:

- Address the physical and/or mental disabilities of the child;
- Be prescribed by a currently licensed physician or another currently licensed health care practitioner within his or her scope of practice under state law; and
- Be in accordance with the Individuals with Disabilities Education Act (IDEA) by being included in the child's current Individualized Education Program (IEP) for Part B services, or Individualized Family Service Plan (IFSP) for Part C services.

(a) Provider qualifications – School-based health care services provided to a child with a disability must be delivered by a qualified provider who meets both federal and state licensing requirements. The professional must operate within the scope of his or her license and certification according to state law and professional practice standards.

(i) *Physical Therapist* – A 'licensed physical therapist' is an individual who has met the requirements set forth in 42 CFR 440.110(a), passed the National Physical Therapy Examination (NPTE), and who is currently licensed according to the Washington State Board of Physical Therapy. Physical therapy services may be provided by a 'licensed physical therapy assistant' who has passed the National Physical Therapy Examination (NPTE), and meets the requirements of Chapter 18.74 RCW and Chapter 246-915 WAC. A 'licensed physical therapist assistant' must be under the direction and supervision of a licensed physical therapist.

(ii) *Occupational Therapist* – A 'licensed occupational therapist' is an individual who has met the requirements set forth in 42 CFR 440.110(b), has passed the National Board for Certification in Occupational Therapy's (NBCOT) examination, and who is currently licensed according to the Washington State Occupational Therapy Practice Board. Occupational therapy services may be provided by a 'licensed occupational therapy assistant' who has passed the National Board for Certification in Occupational Therapy's (NBCOT) examination, and meets the requirements of Chapter 18.59 RCW and Chapter 246-847 WAC. A 'licensed occupational therapist assistant' must be under the direction and supervision of a licensed occupational therapist.

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTON.

POLICY AND METHODS USED IN ESTABLISHING PAYMENT RATES FOR EACH OF THE OTHER TYPES OF CARE OR SERVICE LISTED IN SECTION 1905 (A) OF THE ACT THAT IS INCLUDED IN THE PROGRAM UNDER THE PLAN (cont.)

IX. Other Non-institutional Services (cont.)

F. Early and Periodic Screening, Diagnostic and Treatment (EPSDT)

Except as otherwise noted in the plan state developed fee schedule rates are the same for both governmental and private providers of EPSDT services. The Medicaid agency pays the lesser of the usual and customary charge or a fee based on an agency fee schedule. The fee schedule was last updated on July 1, 2012 and is effective for services on or after that date. All rates are published on the agency's website at <http://www.hca.wa.gov/medicaid/rbrvs/Pages/index.aspx>. In conformance with 1905 (r) of the Act, all medically necessary diagnosis and treatment services are provided regardless of whether the service is included in the plan. Limitations do not apply other than based on medical necessity.

School-based health care services

School-Based Health Care Services (SBHS) rates are based on Resource-Based Relative Value Scale (RBRVS) methodology under WAC 182-531-1850, (revised 07/01/2012), in which the State uses CMS-established relative value units multiplied by the conversion factors specific to Washington State and to Medicaid. The rates are based on relative values established by CMS. The State's conversion factor is adjusted annually based on utilization and budget neutrality from year-to-year. The rates paid for SBHS are no different than the rates paid to similar providers within the community outside of the school setting.

The fee schedule was last updated on July 1, 2012, and is effective for services on and after that date. All rates are published on the Agency's website at <http://www.hca.wa.gov/medicaid/rbrvs/Pages/index.aspx>.