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## **Table of Contents**

**State/Territory Name: Washington**

**State Plan Amendment (SPA) #: 20-0004**

This file contains the following documents in the order listed:

- 1) Approval Letter
- 2) 179 Form
- 3) Approved SPA Pages

**DEPARTMENT OF HEALTH & HUMAN SERVICES**

Centers for Medicare & Medicaid Services  
601 East 12th Street, Suite 0300  
Kansas City, Missouri 64106-2898



Medicaid and CHIP Operations Group

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February 11, 2020

Susan Birch, Director  
MaryAnne Lindeblad, Medicaid Director  
Health Care Authority  
PO Box 45502  
Olympia, WA 98504-5010

Dear Ms. Birch and Ms. Lindeblad:

The Centers for Medicare & Medicaid Services (CMS) has completed its review of State Plan Amendment (SPA) Transmittal Number WA 20-0004. This amendment updates language clarifying the approved place of service for School-Based Health Care Services and adds Advanced Registered Nurse Practitioners as a new provider type.

This SPA is approved with an effective date of January 1, 2020.

If there are additional questions, please contact me or your staff may contact Elizabeth Heintzman at [Elizabeth.heintzman@cms.hhs.gov](mailto:Elizabeth.heintzman@cms.hhs.gov) or (206)-615-2596.

Sincerely,

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

James G. Scott, Director  
Division of Program Operations

Enclosures

cc:

Ann Myers, SPA Coordinator

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

1. TRANSMITTAL NUMBER:  
20-0004

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  
1-1-2020

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:  
1903(c) and 1905(a) of the Social Security Act

7. FEDERAL BUDGET IMPACT:  
a. FFY 2020 \$0  
b. FFY 2021 \$0

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT:

Attachment 3.1-A, pages 16 – 16c  
Attachment 3.1-B, pages 16 – 16c

9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION  
OR ATTACHMENT (*If Applicable*):  
Attachment 3.1-A, pages 16 – 16c  
Attachment 3.1-B, pages 16 – 16c

10. SUBJECT OF AMENDMENT:

School-Based Health Care Services

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

GOVERNOR'S OFFICE REPORTED NO COMMENT       OTHER, AS SPECIFIED: Exempt  
 COMMENTS OF GOVERNOR'S OFFICE ENCLOSED  
 NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL:

13. TYPED NAME: MaryAnne Lindeblad

14. TITLE:  
Director

15. DATE SUBMITTED: 1-21-2020

16. RETURN TO:  
Ann Myers  
Rules and Publications  
Division of Legal Services  
Health Care Authority  
626 8<sup>th</sup> Ave SE MS: 42716  
Olympia, WA 98504-2716

**FOR REGIONAL OFFICE USE ONLY**

17. DATE RECEIVED: 1/21/2020

18. DATE APPROVED: 2/11/2020

**PLAN APPROVED – ONE COPY ATTACHED**

19. EFFECTIVE DATE OF APPROVED MATERIAL: 1/1/2020

20. SIGNATURE OF REGIONAL OFFICIAL:

21. TYPED NAME: James G. Scott

22. TITLE: Director, Division of Program Operations

23. 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

- 
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, charter schools and tribal schools for school-based health care services provided to children in Special Education, consistent with Section 1905(a)() and 1903 (c) of the Social Security Act. Covered services must:
- Address the physical and/or mental disabilities of the child;
  - Be prescribed or recommended by a licensed physician or another licensed or credentialed 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.
  - Be provided in the school setting, the natural environment, or an alternate placement in accordance with IDEA.
- (a) Provider qualifications – School-based health care services provided to a child with a disability must be delivered by or under the direction of a qualified provider who meets both federal and state licensing or credentialing 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 meets the requirements set forth in 42 CFR 440.110(a). Physical therapy services may be provided by a 'licensed physical therapy assistant' or non-licensed personnel under the direction of a physical therapist per federal regulations and professional practice standards.
- (ii) *Occupational Therapist* – A 'licensed occupational therapist' is an individual who meets the requirements set forth in 42 CFR 440.110(b). Occupational therapy services may be provided by a 'licensed occupational therapy assistant' or non-licensed personnel under the direction of an occupational therapist per federal regulations and professional practice standards.
- (iii) *Speech-Language Pathologist* – A 'licensed speech-language pathologist' is an individual who meets 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)

assistant' or non-licensed personnel under the direction of a speech language pathologist per federal regulations and professional practice standards.

- (iv) *Audiologist* – A 'licensed audiologist' is an individual who meets the requirements set forth in 42 CFR 440.110(c)(2). Audiology services may be provided by non-licensed personnel under the direction of a licensed audiologist per federal regulations and professional practice standards.
- (v) *Advanced Registered Nurse Practitioner (ARNP), Registered Nurse (RN), or Licensed Practical Nurse (LPN)* – An 'advanced registered nurse practitioner,' 'registered nurse,' or 'licensed practical nurse' is an individual who meets the requirements set forth in 42 CFR 440.60. Nursing and health services may be provided by non-licensed personnel under the direction of an ARNP or RN per professional practice standards.
- (vi) *Psychologist* – A 'licensed psychologist' is an individual who meets the requirements set forth in 42 CFR 440.130(d). Mental health services may be provided by non-licensed personnel under the direction of a licensed psychologist per federal regulations and professional practice standards.
- (vii) *Social Worker* – A 'licensed social worker' is an individual who meets the requirements set forth in 42 CFR 440.130(d). Mental health services may be provided by non-licensed personnel under the direction of a licensed social worker per federal regulations and professional practice standards.
- (viii) *Mental Health Counselor* – A 'licensed mental health counselor' is an individual who meets the requirements set forth in 42 CFR 440.130(d). Mental health services may be provided by a 'licensed mental health counselor associate' or non-licensed personnel under the direction of a licensed mental health provider per federal regulations and professional practice standards.

## STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT

State WASHINGTONAMOUNT, DURATION, AND SCOPE OF MEDICAL AND REMEDIAL  
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4. b. EPSDT (cont)
- (b) Covered services are provided in accordance with 1905(a) of the Social Security Act including: (4) (B), (6), (11), (13), (29) and subsection (r)(5).
- (i) *Physical therapy evaluations and treatment services* – Assessing, preventing, or alleviating movement dysfunction and related dysfunctional problems.
  - (ii) *Occupational therapy evaluations and treatment services* – Assessing, improving, developing, restoring functional impairment, loss through illness, injury or deprivation, and improving the ability to perform tasks toward independence when functions are lost.
  - (iii) *Speech-language therapy evaluations and treatment services* – Assessment of children with speech and language disorders, and diagnosis and appraisal of specific speech and language disorders. Referral to medical and other professional services necessary for the rehabilitation of speech and language disorders, provision of speech and language services, and for the prevention and improvement of communication disorders.
  - (iv) *Audiology-hearing evaluations and treatment services* – Assessments of children with hearing loss, determination of the range, nature and degree of hearing loss, including the referral to medical or other professional services for restoration and rehabilitation due to hearing disorders. Provision of rehabilitative activities, such as speech restoration or rehabilitation, auditory training, hearing evaluation and speech conversation, and determination of the child's need for individual amplification.
  - (v) *Nursing evaluations and treatment services* – Assessment of a child's medical needs ordered by a prescribing physician or other licensed healthcare provider within his or her scope of practice. Treatment services include assessment, treatment, and supervision of delegated health care services provided to prevent disease, disability, or the progression of other health conditions.

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## 4. b. EPSDT (cont)

(vi) *Mental health services* –Includes diagnostic and treatment services involving mental, emotional, or behavioral problems or dysfunctions. Mental health services include, but are not limited to, mental health evaluations, psychological testing, and individual and group counseling as specified in the child's IEP or IFSP.

c) Medicaid beneficiaries have the freedom to choose their providers. The state, school districts, charter schools and tribal schools may encourage, but may not require, Medicaid eligible children to receive necessary healthcare services in the school setting from school-based providers.

## 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  
School-based healthcare services are provided to a child with a disability. The Medicaid agency reimburses school districts, charter schools and tribal schools for school-based health care services provided to children in Special Education, consistent with Section 1905(a) and 1903(c) of the Social Security Act. Covered services must:
- Addresses the physical and/or mental disabilities of the child;
  - Be prescribed or recommended by a licensed physician or another licensed or credentialed 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 Individual Education Plan (IEP) for Part B services, or Individualized Family Service Plan (IFSP) for Part C services.
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## 4. b. EPSDT (cont)

- (iii) *Speech-Language Pathologist* – A ‘licensed speech-language pathologist’ is an individual who meets the requirements set forth in 42 CFR 440.110(c)(2). Speech-language pathology services may be provided by a ‘certified speech-language pathology assistant’ or non-licensed personnel under the direction of a speech language pathologist per federal regulations and professional practice standards.
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- (c) Medicaid beneficiaries have the freedom to choose their providers. The state, school districts, charter schools and tribal schools may encourage, but may not require, Medicaid eligible children to receive necessary healthcare services in the school setting from school-based providers.