



STATE OF DELAWARE
STATE COUNCIL FOR PERSONS WITH DISABILITIES
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The Honorable John Carney
Governor

John A. McNeal
Director

MEMORANDUM

DATE: January 28, 2020

TO: Ms. Nicole Cunningham, DMMA
Planning & Policy Development Unit

FROM: TW/Arr
J. Todd Webb – Chairperson
State Council for Persons with Disabilities

RE: 23 DE Reg. 523 [DMMA Proposed Regulation Regarding Adult Dental Services (January 1, 2020)]

The State Council for Persons with Disabilities (SCPD) has reviewed the Division of Medicaid and Medical Assistance's (DMMA's) proposal to amend Title XIX Medicaid State Plan and the Alternative Benefit Plan (ABP) regarding dental services. Specifically, the proposed regulation will add adult dental services and maintain the State's assurance that the ABP matches regular Medicaid. The proposed regulation was published as 23 DE Reg. 523 in the January 1, 2020 issue of the Register of Regulations. SCPD has the following observations.

The adult dental benefit offers basic dental services to eligible adults 21 and over. Covered services for individuals 21 and older are limited to diagnostics, preventive, basic restorative, periodontics, prosthodontics repairs, and oral and maxillofacial surgery. Additionally, payments for dental care treatments have a \$3 recipient copay. The annual maximum benefit also may not exceed \$1,000 per year, with an additional \$1,500 that maybe authorized on an emergency basis.

This "barebones" language only serves to amend the State Plan with CMS to allow for coverage of the dental benefit. While SCPD endorses this Medicaid state plan amendment, SCPD recommends that DMMA promulgate more extensive regulations elaborating on the program.

Thank you for your consideration and please contact SCPD if you have any questions regarding our observations or position on the proposed regulation.

cc: Mr. Stephen Groff
Laura Waterland, Esq.
Governor's Advisory Council for Exceptional Citizens
Developmental Disability Council

23reg523- DMMA adult dental services 1-28-2020