



STATE OF DELAWARE
STATE COUNCIL FOR PERSONS WITH DISABILITIES
Margaret M. O'Neill Bldg., Third Floor, Suite 1
410 Federal Street
Dover, Delaware 19901
302-739-3621


The Honorable John Carney,
Governor

John McNeal, Director
SCPD

MEMORANDUM

DATE: June 20, 2024

TO: Delaware Department of Health and Social Services/Planning & Policy Unit/Attn:
Regulation Review

FROM: Susannah Eaton-Ryan, Chairperson
State Council for Persons with Disabilities 

RE: DHSS Proposed State Plan Amendment Related to Imported Drugs, 27 DE Register
of Regulations 950 (June 1, 2024)

DHSS seeks to amend the Delaware Medicaid State Plan to allow access to the federal Medicaid financial match for FDA unapproved drugs that have been determined by the FDA or the American Society of Health System Pharmacies (ASHP) to be in shortage. By amending the State Plan, Delaware can receive the federal Medicaid payment match when recipients are prescribed these drugs.

The SCPD endorses this amendment to allow access to the federal match for these medications.

Thank you for considering our comments. Please do not hesitate to contact the SCPD if you have any questions or comments regarding our observations.

cc: Marissa Band, Esq., DLP