

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
90 Seventh Street, Suite 5-300 (5W)
San Francisco, CA 94103-6706



Regional Operations Group

June 10, 2019

Mari Cantwell
Chief Deputy Director, Health Care Programs
California Department of Health Care Services
P.O. Box 997413, MS 0000
Sacramento, CA 95899-7413

Dear Ms. Cantwell:

Enclosed is an approved copy of California State Plan Amendment (SPA) 19-0007, which was submitted to the Centers for Medicare & Medicaid Services (CMS) on March 28, 2019. SPA 19-0007 adds licensed professional clinical counselors and associate professional clinical counselors as providers of Medi-Cal psychology services. SPA 19-0007 also updates the title of marriage and family therapist intern to associate marriage and family therapist in order to be consistent with the Board of Behavioral Sciences implementation of this change in title, as required by California Senate Bill 1478 (Leyva, Chapter 489, Statutes of 2016).

The effective date of this SPA is January 1, 2019. Enclosed are the following approved SPA pages that should be incorporated into your approved state plan:

- Limitations to Attachment 3.1-A, page 11a
- Limitations to Attachment 3.1-B, page 11a
- Supplement 6 to Attachment 4.19-B, page 2

If you have any questions, please contact Cheryl Young at 415-744-3568 or via email at Cheryl.Young@cms.hhs.gov.

Sincerely,

A handwritten signature in black ink, appearing to read "Richard C. Allen", is enclosed in a thin black rectangular box.

Richard C. Allen
Director
Centers for Medicaid and CHIP Services
Regional Operations Group

Enclosures

Page 2 – Mari Cantwell, Chief Deputy Director

cc: Rene Mollow, DHCS
Cynthia Smiley, DHCS
Jim Elliott, DHCS
Raquel Sanchez, DHCS
Angeli Lee, DHCS
Amanda Font, DHCS

**TRANSMITTAL AND NOTICE OF APPROVAL OF
STATE PLAN MATERIAL
FOR: CENTERS FOR MEDICARE & MEDICAID SERVICES**

1. TRANSMITTAL NUMBER

1 9 — 0 0 07

2. STATE

California

3. PROGRAM IDENTIFICATION:

Title XIX of the Social Security Act (Medicaid)

4. PROPOSED EFFECTIVE DATE

January 1, 2019

TO: REGIONAL ADMINISTRATOR
CENTERS FOR MEDICARE & MEDICAID SERVICES
DEPARTMENT OF HEALTH AND HUMAN SERVICES

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

SSA 1905 (a)(6), 42 CFR 440.60 & 42 CFR 447, Subpart F

7. FEDERAL BUDGET IMPACT

a. FFY 2019 \$ 0
b. FFY 2020 \$ 0

8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT

Limitations on Attachment 3.1-A, page 11a
Limitations on Attachment 3.1-B, page 11a
Supplement 6 to Attachment 4.19-B, page 2

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

Limitations on Attachment 3.1-A, page 11a
Limitations on Attachment 3.1-B, page 11a
Supplement 6 to Attachment 4.19-B, page 2

10. SUBJECT OF AMENDMENT

Adding licensed professional clinical counselors and associate professional clinical counselors to the list of providers who can provide psychology services. Updating the title of marriage and family therapist intern to associate marriage and family therapist to be consistent with the Board of Behavioral Sciences

11. GOVERNOR'S REVIEW (Check One)

GOVERNOR'S OFFICE REPORTED NO COMMENT

OTHER, AS SPECIFIED

COMMENTS OF GOVERNOR'S OFFICE ENCLOSED

NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL

12. SIGNATURE OF STATE AGENCY OFFICIAL

Mari Cantwell

14. TITLE

State Medicaid Director

15. DATE SUBMITTED

March 28, 2019

16. RETURN TO

Department of Health Care Services
Attn: Director's Office
P.O. Box 997413, MS 0000
Sacramento, CA 95899-7413

FOR REGIONAL OFFICE USE ONLY

17. DATE RECEIVED

March 28, 2019

18. DATE APPROVED

June 10, 2019

PLAN APPROVED - ONE COPY ATTACHED

19. EFFECTIVE DATE OF APPROVED MATERIAL

January 1, 2019

20. SIGNATURE OF REGIONAL OFFICIAL

Richard C. Allen

21. TYPED NAME

Richard C. Allen

22. TITLE

Director, Centers for Medicaid & CHIP Services,
Regional Operations Group

23. REMARKS

For Box 11 "Other, As Specified," Please note: The Governor's Office does not wish to review the State Plan Amendment.

Box 6: CA approved CMS pen and ink change in informal responses send on 5/15/19.

Box 8 & 9: CA approved via email dated 5/31/19 CMS pen and ink change to add page number .

TYPE OF SERVICE	PROGRAM COVERAGE**	PRIOR AUTHORIZATION OR OTHER REQUIREMENTS*
6d.1 Psychology	<p>Services of the following licensed and unlicensed practitioners may be furnished within their scope of practice in accordance with California state law. The licensed practitioners supervise and assume the professional liability of services furnished by the corresponding unlicensed practitioners.</p> <p>Licensed mental health practitioners</p> <ul style="list-style-type: none"> • Services of a Licensed Psychologist • Services of a Licensed Clinical Social Worker • Services of a Licensed Marriage and Family Therapist • Services of a Licensed Professional Clinical Counselor <p>Unlicensed mental health practitioners</p> <ul style="list-style-type: none"> ○ Services of a Psychological Assistant ○ Services of an Associate Clinical Social Worker ○ Services of an Associate Marriage and Family Therapist ○ Services of an Associate Professional Clinical Counselor 	Prior authorization is not required.

*Prior authorization is not required for emergency services.

**Coverage is limited to medically necessary services.

TYPE OF SERVICE	PROGRAM COVERAGE**	PRIOR AUTHORIZATION OR OTHER REQUIREMENTS*
6d.1 Psychology	<p>Services of the following licensed and unlicensed practitioners may be furnished within their scope of practice in accordance with California state law. The licensed practitioners supervise and assume the professional liability of services furnished by the corresponding unlicensed practitioners.</p> <p>Licensed mental health practitioners</p> <ul style="list-style-type: none"> • Services of a Licensed Psychologist • Services of a Licensed Clinical Social Worker • Services of a Licensed Marriage and Family Therapist • Services of a Licensed Professional Clinical Counselor <p>Unlicensed mental health practitioners</p> <ul style="list-style-type: none"> ○ Services of a Psychological Assistant ○ Services of an Associate Clinical Social Worker ○ Services of an Associate Marriage and Family Therapist ○ Services of an Associate Professional Clinical Counselor 	Prior authorization is not required.

*Prior authorization is not required for emergency services.

**Coverage is limited to medically necessary services.

REIMBURSEMENT FOR INDIAN HEALTH SERVICES
AND TRIBAL 638 HEALTH FACILITIES

- A. Below is a list of health professionals that may bill under the IHS all-inclusive rate:
- Physician
 - Physician Assistant
 - Nurse Practitioner
 - Nurse Midwife
 - Registered Dental Hygienists
 - Registered Dental Hygienists in Extended Functions
 - Registered Dental Hygienists in Alternative Practice
 - Clinical Psychologist
 - Clinical Social Worker
 - Marriage and Family Therapist
 - Licensed Professional Clinical Counselor
 - Acupuncturist
 - Visiting Nurse if services are provided in the Tribal facilities
 - Under the Early and Periodic Screening, Diagnostic, and Treatment benefit (EPSDT), the services of Licensed Marriage, Family and Child Counselors are available as 'other health visit' to persons under 21 years of age, as a result of an EPSDT screening which identifies the need for a service which is necessary to correct or ameliorate a mental illness or condition.
- B. Comprehensive Perinatal Service Program providers who are licensed and/or certified practitioners who are able to render covered services in accordance with their scope of practice as identified in California statute. A September 17, 1985 HCFA letter allows these services as a physician or clinic service.
- C. In addition, below is a list of associates and interns that may provide Medi-Cal psychology services.
- Associate Marriage and Family Therapists
 - Associate Professional Clinical Counselors
 - Associate Clinical Social Workers
 - Psychological Assistants

Associates and assistants must be under the supervision of a licensed mental health professional, in accordance with their scope of practice and applicable state laws.

- D. Except for the services specified under Item E below, the following other ambulatory services, but not limited to, provided by health professionals can be billed under the IHS all-inclusive rate.
- Acupuncture
 - Medical and surgical services provided by a doctor of dental medicine or dental surgery, which if provided by a physician would be considered physician services
 - Physical Therapy
 - Occupational Therapy
 - Drug and Alcohol visits (Subject to Medi-Cal provider participation requirements)
 - Telemedicine and teledentistry (No additional live transmission costs will be reimbursed)
 - Optometry (Eyeglasses and other eye appliances are restricted to beneficiaries identified under Item E below)