



STATE OF WASHINGTON
HEALTH CARE AUTHORITY
626 8th Avenue, SE • Olympia, Washington 98501

July 13, 2023

NOTICE

Title or Subject: Medicaid State Plan Amendment (SPA) 23-0047 Technical Correction to Add Dental Health Aide Therapists (DHAT)

Effective Date: July 23, 2017

Description: The Health Care Authority (HCA) intends to submit Medicaid State Plan Amendment (SPA) 23-0047 as a technical correction to add coverage of and reimbursement for Dental Health Aide Therapists (DHAT). In accordance with Senate Bill 5079, signed into law on February 22, 2017, HCA submitted SPA 17-0027 on August 22, 2017, to add DHAT coverage; the Centers for Medicare and Medicaid Services (CMS) disapproved that SPA. In *Washington State Health Care Authority v. Centers for Medicare & Medicaid Services*, Case No. 21-70338, the U.S. Court of Appeals for the Ninth Circuit, held that CMS's disapproval of SPA 17-0027 was not in accordance with law. Therefore, CMS approved SPA 17-0027 on June 21, 2023, with an effective date of July 23, 2017.

In the HCA's original noticed filed as WSR# 17-15-114, it was estimated that SPA 17-0027 may increase annual aggregate expenditures by an average of \$525,000 for dental services within the DHAT scope of practice, including oral examinations, preventive dental services, simple restorations, stainless steel crowns, extractions, and x-rays. However, SPA 17-0027 was expected to have no impact on the state portion of annual aggregate expenditures as the services authorized by this SPA will be eligible for 100% federal medical assistance participation under Section 1905 of the Social Security Act.

A copy of SPA 23-0047 is available for review. The Health Care Authority would appreciate any input or concerns regarding this SPA. To request a copy of the SPA or submit comments, please contact the person named below (please note that all comments are subject to public review and disclosure, as are the names of those who comment).

CONTACTS

Name: Ann Myers

Program: State Plan Coordinator

Address: POB 42716, Olympia, WA 98504

TRS: 711

E-mail address: ann.myers@hca.wa.gov

OFFICE OF THE CODE REVISER
STATE OF WASHINGTON
FILED

DATE: July 13, 2023

TIME: 9:52 AM

WSR 23-15-049