



Governor's Advisory Council for Exceptional Citizens (GACEC) 516 West Loockerman St., Dover, DE 19904
302-739-4553 (voice) 302-739-6126 (fax) <http://www.gacec.delaware.gov>

June 29, 2022

Nicole Cunningham
Division of Social Services
1901 North DuPont Highway/P O Box 906
New Castle, DE 19720-0906

RE: 25 DE Reg. 1105 [DHSS/DMMA Proposed Incarcerated Individuals Medicaid Program Regulation (June 1, 2022)]

Dear Ms. Cunningham:

The Governor's Advisory Council for Exceptional Citizens (GACEC) has reviewed the Delaware Health and Social Services (DHSS)/Division of Medicaid and Medical Assistance (DMMA) proposal to amend the DSS Manual (DSSM) concerning the Incarcerated Individuals Medicaid Program. The proposed amendment would allow inmates of a public institution to enroll in Medicaid but would not provide coverage while the individual is incarcerated unless the inmate is an inpatient at a medical facility for more than 24 hours. The changes, which these regulations would make to the Medicaid program for an inmate in a public institution, were mandated by the Centers for Medicare and Medicaid Services (CMS). Council **supports** these regulations as they promote health and well-being and assist with a successful transition to post-incarceration life. Permitting Medicaid enrollment while the individual is incarcerated which would take effect after he or she is released, would remove one barrier an inmate would face when released and enable the person to obtain health services more easily.

Thank you for your time and consideration of our support. Please feel free to contact Pam Weir or me should you have any questions on our comments.

Sincerely,

Ann C Fisher

Ann C. Fisher
Chairperson

ACF: kpc