



Governor's Advisory Council for Exceptional Citizens (GACEC) 516 West Loockerman St., Dover, DE 19904
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September 29, 2023

Planning and Policy Unit
Division of Medicaid and Medical Assistance
1901 North DuPont Highway/P O Box 906
New Castle, DE 19720-0906

RE: 27 DE Reg. 147 DHSS/DMMA Pharmacy Over the Counter (OTC) and Physician Administered Drugs (PAD) Regulations (September 1, 2023)

To Whom It May Concern:

The Governor's Advisory Council for Exceptional Citizens (GACEC) has reviewed the Delaware Health and Social Services/Division of Medicaid and Medical Assistance (DHSS/DMMA) proposal to amend Title XIX Medicaid State Plan regarding pharmacy Over the Counter (OTC) and Physician Administered Drugs (PAD). The purpose of this amendment is "to align Delaware's Medicaid State Plan with current reimbursement policy, provide for future flexibility with less administrative burden, and to update the State Plan in anticipation of future OTC drugs/drug classes that Medicaid will be required to cover, thus reducing the need to submit multiple State Plan Amendments." DHSS/DMMA states that these changes are partially to allow flexibility in programs because they anticipate that Medicare programs will be required to cover new over the counter products, including OTC naloxone and OTC oral contraceptives. Council **supports** the proposed amendments to more easily allow for anticipated changes in drug coverage, reimbursement policies and requirements.

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