

#	Waiver Section 1115(a)(1) allows the Secretary to waive a State’s need to comply with certain requirements of Medicaid and/or SCHIP requirements.	Keep	Modify	Delete	Comments
1	Current: 1902 (a) (10) (B) Amount Duration and Scope	✓			The managed care plan(s) offer a somewhat enhanced benefit package to the DSHP population than is offered to the traditional Medicaid population.
2	Current: 1902 (a) (1) Statewideness	✓			With the re-bidding of the MCO contract, the DSHP may select contractors who wish to provide services only in certain geographical regions of the State.
3	Current: 1902 (a) (23) Freedom of Choice	✓			Delaware wishes to continue restricting freedom-of-choice of medical providers for the DSHP population to a single plan of choice for a period of one (1) year.
4	Current: 1902 (a) (34) Retroactive eligibility	✓			Delaware wishes to continue to exclude DSHP participants from receiving retroactive eligibility for up to 3 months prior to the date that an application for assistance is made.
5	Current: 1902 (a) (17) Comparability and Amount Duration and Scope 1902 (a) (10) (B)	✓			To enable the State to determine whether an individual has a continuing need for nursing facility services and home- and community-based services for the elderly and disabled based on the criteria in use when the individual first was determined to need the service