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**State/Territory Name: Puerto Rico**

**State Plan Amendment (SPA) #: 16-0003**

This file contains the following documents in the order listed:

- 1) CMS Approval Letter
- 2) CMS 179 Form/Summary Form (with 179-like data)
- 3) Approved SPA Templates

Department of Health & Human Services  
Centers for Medicare & Medicaid Services  
New York Regional Office  
26 Federal Plaza, Room 37-100  
New York, NY 10278



DIVISION OF MEDICAID AND CHILDREN'S HEALTH OPERATION

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July 8, 2016

Ricardo A. Colon Padilla, CPA  
Medicaid Director  
Puerto Rico Medicaid Program  
Puerto Rico Department of Health  
P.O. Box 70184  
San Juan, Puerto Rico 70184

Dear Mr. Colon:

We have completed our review of the submission of Puerto Rico State Plan Amendment (SPA) 16-0003 which was received in our office on July 7, 2016 and find it acceptable for incorporation into Puerto Rico's Medicaid State Plan. This SPA specifies the dental benefits provided by Puerto Rico Medicaid Program to children under 21 years and beneficiaries over 21 years old.

Please note that the approval date of this SPA is July 8, 2016 with an effective date of July 1, 2016. Copy of the approved State Plan pages and the signed CMS-179 are enclosed.

CMS appreciates the significant amount of work your staff dedicated to this state plan amendment. If you have any questions concerning this SPA, please contact Ivelisse M. Salce at (212) 616-2411 or [Ivelisse.Salce@cms.hhs.gov](mailto:Ivelisse.Salce@cms.hhs.gov).

Sincerely,



Michael Melendez, LMSW  
Associate Regional Administrator  
Division of Medicaid and Children's Health Operations  
Enclosure

DEPARTMENT OF HEALTH AND HUMAN SERVICES  
CENTERS FOR MEDICARE & MEDICAID SERVICES

FORM APPROVED  
OMB No. 0938-0193

<b>TRANSMITTAL AND NOTICE OF APPROVAL OF STATE PLAN MATERIAL</b> <b>FOR: CENTER FOR MEDICARE &amp; MEDICAID SERVICES (CMS)</b>		1. TRANSMITTAL NUMBER <b>PR-16-0003</b>	2. STATE <b>Puerto Rico</b>
TO: REGIONAL ADMINISTRATOR Centers for Medicare & Medicaid Services (CMS) Department of Health and Human Services (HHS)		3. PROGRAM IDENTIFICATION: Title XIX of the Social Security Act (SSA) (Medicaid)	
5. TYPE OF PLAN MATERIAL (Check One) <input type="checkbox"/> NEW STATE PLAN <input type="checkbox"/> AMENDMENT TO BE CONSIDERED AS NEW PLAN <input checked="" type="checkbox"/> AMENDMENT		4. PROPOSED EFFECTIVE DATE <b>July 1, 2016</b>	
COMPLETE BLOCKS 6 THRU 10 IF THIS IS AN AMENDMENT (Separate transmittal for each amendment)			
6. FEDERAL STATUTE/REGULATION CITATION Section 1905 (a)(10) and (r)(3) of the SSA 42 CFR §440.100 and 42 CFR §441.56		7. FEDERAL BUDGET IMPACT a. FFY 2016 (1 quarter) \$ 0 a. FFY 2017 \$ 0	
8. PAGE NUMBER OF THE PLAN SECTION OR ATTACHMENT Description for Attachment 3.1-A, pages 8 and 8a Description for Attachment 3.1-B, pages 8 and 8a		9. PAGE NUMBER OF THE SUPERSEDED PLAN SECTION OR ATTACHMENT (If Applicable) Description for Attachment 3.1-A, page 8 Description for Attachment 3.1-B, page 8	
10. SUBJECT OF AMENDMENT <b>To Amend Dental Services to Specify the Covered Benefits for Children Under 21 Years of Age and for Beneficiaries Age 21 and Over</b>			
11. GOVERNOR'S REVIEW (Check One) <input type="checkbox"/> GOVERNOR'S OFFICE REPORTED NO COMMENT <input checked="" type="checkbox"/> OTHER, AS SPECIFIED <input type="checkbox"/> COMMENTS OF GOVERNOR'S OFFICE ENCLOSED <input type="checkbox"/> NO REPLY RECEIVED WITHIN 45 DAYS OF SUBMITTAL			
12. SIGNATURE OF STATE AGENCY OFFICIAL 		16. RETURN TO PUERTO RICO MEDICAID PROGRAM PUERTO RICO DEPARTMENT OF HEALTH PO BOX 70184 SAN JUAN PR 00936-8184	
13. TYPE NAME RICARDO A. COLÓN-PADILLA, CPA			
14. TITLE EXECUTIVE DIRECTOR			
15. DATE SUBMITTED July 7, 2016			
<b>FOR REGIONAL OFFICE USE ONLY</b>			
17. DATE RECEIVED		18. DATE APPROVED JULY 08, 2016	
<b>PLAN APPROVED - ONE COPY ATTACHED</b>			
19. EFFECTIVE DATE OF APPROVED MATERIAL JULY 01, 2016		20. SIGNATURE OF REGIONAL OFFICIAL 	
21. TYPED NAME MICHAEL MELENDEZ		22. TITLE ASSOCIATE REGIONAL ADMINISTRATOR DIVISION OF MEDICAID AND CHILDREN'S HEALTH OPERATIONS	
23. REMARKS			

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
STATE / TERRITORY: COMMONWEALTH OF PUERTO RICO

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AMOUNT, DURATION, AND SCOPE OF MEDICAL AND REMEDIAL CARE AND SERVICES PROVIDED TO THE  
CATEGORICALLY NEEDY

9. Clinic services are provided according to and within to the State Plan coverage and complaint with 42 CFR 440.90, including preventive, diagnostic, therapeutic, rehabilitative, or palliative services that are furnished by a facility that is not part of a hospital but is organized and operated to provide medical care to outpatients. The term includes the following services furnished to outpatients: (a) services furnished at the clinic by or under the direction of a physician or dentist and (b) services furnished outside the clinic, by clinic personnel under the direction of a physician, to an eligible individual who does not reside in a permanent dwelling or does not have a fixed home or mailing address. These clinics include Department of Health Clinics, Preven Clinics, Urgent Care Clinics, and Physician operated clinics.
10. Dental Services
- a. Dental Services for Children Under 21 Years of Age
- All preventive and corrective dental services are covered for children under age 21 (0-20) as indicated under Early and Periodic Screening, Diagnostic, and Treatment (EPSDT) benefit requirement.
  - Orthodontic services to EPSDT eligible children as medically necessary to prevent and restore oral structures to health and function are covered. Orthodontic services for cosmetic purposes are not covered.
  - Pediatric Pulp Therapy (Pulpotomy) for children under age twenty-one (21) and stainless steel crowns for use in primary teeth following a Pediatric Pulpotomy.
  - Anesthesia services (subject to prior authorization) for a child with physical or mental handicaps in compliance with federal and local laws. Those special conditions includes, but not limited to, the followings: (a) autism, (b) severe retardation, (c) severe neurologic impairment, (d) significant attention deficit disorders with hyperactivity, (e) significant or severe mental disorders, (f) disable or unable to follow commands, and (g) any other condition that at the dentist professional judgment, impaired the required patient cooperation and feasibility to adequately perform the dental procedure.
  - All limitations may be exceeded based on medical necessity and approved through a prior authorization or exception process.

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Transmittal No.: PR-16-0003

Effective Date: July 1, 2016

Supersedes TN No.: 15-0001

Approval Date: JULY 08, 2016

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
 STATE / TERRITORY: COMMONWEALTH OF PUERTO RICO

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AMOUNT, DURATION, AND SCOPE OF MEDICAL AND REMEDIAL CARE AND SERVICES PROVIDED  
 TO THE CATEGORICALLY NEEDY

10. Dental Services

b. Dental Services for Members Age 21 and Over When It is Medically Necessary

- Preventive dental services
- Restorative dental services
- One (1) comprehensive oral examination per year
- One (1) Periodic oral examination every six (6) months
- One (1) defined problem-limited oral exam
- One (1) full series of intra-oral radiographies, including bitewings, every three (3) years
- One (1) initial periapical intra-oral radiography
- Up to five (5) additional periapical/intra-oral radiographies per year
- One (1) single film-bitewing radiography per year
- One (1) two-film bitewings radiography per year
- One (1) panoramic radiography every three (3) years
- One (1) cleanse every six (6) months
- One (1) Prophylaxis, every six (6) months
- Amalgam restoration
- Resin restorations
- Root canal
- Palliative treatment
- Oral surgery
- Anesthesia services (subject to prior authorization) for beneficiaries with physical or mental handicaps in compliance with local law
- All limitations may be exceeded based on medical necessity and approved through a prior authorization or exception process.

Transmittal No.: PR-16-0003

Effective Date: July 1, 2016

Supersedes TN No.: NEW

Approval Date: JULY 08, 2016

STATE PLAN UNDER TITLE XIX OF THE SOCIAL SECURITY ACT  
STATE / TERRITORY: COMMONWEALTH OF PUERTO RICO

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Effective Date: July 1, 2016

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