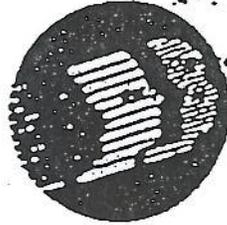


Dep't. of Health and Social Services  
DIV. of Social Services

AUG 13 1993

Medical Assistance



Dep't. of Health and Social Services  
Div. of Social Services

AUG 12 1993

Director's Office

STATE OF DELAWARE

DEPARTMENT OF HEALTH AND SOCIAL SERVICES

Intra-Departmental Cooperative Agreement

Related to Maternal and Child Health Services

This agreement is entered into between the Medicaid Unit, Division of Social Services (DSS), and Maternal and Child Health Unit, Division of Public Health (DPH), within the Delaware Department of Health and Social Services (DHSS). These agencies are responsible for:

Medical Assistance - (Title XIX)

Maternal and Child Health Block Grant - (MCH Title V)

Supplemental Feeding Program for Women, Infants, and

Children (WIC)

PURPOSE

The purpose of this agreement is to foster the effective use of all resources of the respective parties hereto in order to provide maximum service to those individuals who are eligible for services under the respective programs in accordance with the mission of

Nutrition Act. Because of the mutuality of objectives, this agreement is made to increase public awareness of services, to avoid duplication and fragmentation of services, and to make the sum total of services as effective as possible. Nothing in this Agreement is intended to state or imply that any agency will carry out duties which are properly the responsibility of the other, or that one agency will assume supervision over the staff of another.

Mutual Objectives:

- (1) To enable the Department of Health and Social Services to fulfill its Title V mandate to promote the health of women and children by setting standards for maternal and child health care in Delaware.
- (2) To ensure that the individuals who are eligible for services from Medical Assistance and from MCH primary and preventive health care programs and/or WIC have access to quality health care.
- (3) To establish methods and procedures to review the appropriateness and quality of care and services.
- (4) To conform with federal and state laws and regulations.
- (5) To assure that continuity of quality care is available to children whose financial eligibility fluctuates between MCH/WIC program eligibility guidelines and Medical Assistance eligibility guidelines.
- (6) To encourage implementation of demonstration projects to be carried out cooperatively by DSS and DPH in accordance with their Title V and Title XIX missions and to strive for full implementation of effective demonstration projects.

- (7) To facilitate referrals between programs.
- (8) To develop and implement annual action plans to define and revise as necessary services and responsibilities.

## Section II: DSS-DPH Joint Responsibilities

### A. Changes in Service

The DSS and DPH mutually agree to:

- (1) Provide the parties hereto with 30 days written notice, except as provided in subdivision (2), of any revision, reduction, or termination of services which were available on the beginning date of this Agreement or subsequently made available in accordance with this Agreement.
- (2) Provide the parties hereto with as much advance notice as possible when the revision, reduction, or termination is due to a court order or emergency.

### B. Resolution of Disputes

All conditions of this Agreement are understood to incorporate the terms of the Title XIX State Plan, including amendments; and all actions taken under this agreement are to conform to applicable Federal and State statutes and regulations. In case of dispute, the Secretary of the Department of Health and Social Services is the final authority for the interpretation of any such material, after appropriate consultation with the Division of Public Health and the Division of Social Services.

c. Compliance with Related Statutes

The DSS and DPH jointly agree to:

(1) Comply with the provisions of Title VI of the Federal Civil Rights Act of 1964, Section 504 of the Federal Rehabilitation Act, Title V and Title XIX of the Social Security Act and the Age Discrimination Act of 1975 in the delivery of medical care services.

(2) Comply with the federal policy concerning confidentiality of information set forth in Section 1902 (a)(7) of the Social Security Act and 42 CFR

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431.301, and WIC Federal Regulation as hereafter amended, which presently prohibits the use or disclosure of information, including lists of names and addresses, concerning applicants and recipients of programs services without their informed consent, except for purposes directly connected with the administration of the Medical Assistance program. This general prohibition applies to disclosure of information to service providers, without exception, since they are not considered to be directly connected with the administration of the Medical Assistance program. State and local agencies must ensure, therefore, that they comply with federal policy and that all such information remains confidential.

D. Amendment of the Agreement

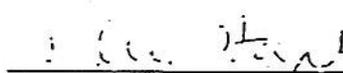
The DSS and DPH mutually agree that no amendment of the terms of this Agreement shall be valid unless reduced to writing and signed by the necessary parties.

E. Term of Agreements

This Agreement shall be effective upon the signature of all parties.

  
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Phillip Soule, Director  
Medicaid

8/2/93  
Date

  
\_\_\_\_\_  
Phyllis Hazel, Director  
Division of Social Services

August 3 1993  
Date

  
\_\_\_\_\_  
Charles Konigsberg, Jr., M.D., M.P.H.,  
Director, Division of Public Health

8-6-93  
Date