

For additional information on the grading methodology, please visit the State of the States Report: rareaction.org/stateofthestates

Medicaid Eligibility

Overall Grade: A

Eligibility for childless adults	A
Eligibility for parent of a dependent child	A*
Eligibility for pregnant women	A
Medicaid and/or Children's Health Insurance Program (CHIP) eligibility for children	B

Medicaid Section 1115 Waivers

Overall Grade: Pass

Delaware has not sought to use section 1115 waivers to enact provisions in its Medicaid program that would be harmful to the rare disease community.

Out-of-Pocket Costs

Overall Grade: B

Prescription drug cost sharing protections	B
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Step Therapy

Overall Grade: B

Based on clinical practice	A
Timeline	A
Exception process	A
Categories of exceptions	A
Subsequent guidance from state	F

Medical Nutrition

Overall Grade: C

Coverage requirements for commercial health plans	B
Covered disorders requirements for commercial health plans	C
Coverage requirements for state-run programs	D
Covered disorders requirements for state-run programs	C

Newborn Screening

Overall Grade: B

Screening for RUSP core conditions	C
Adding RUSP core conditions to the state panel	B
Funding for program	A
Use of dried blood spots (DBS)	A
Follow-up	B
Quality of program	D
Advisory committee	A

Rare Disease Advisory Councils

Delaware has not enacted legislation to create a rare disease advisory council.

Individual Insurance Market Protections

Pre-existing conditions protections: Delaware has a guaranteed issue law, requires the use of adjusted community rating and prohibits pre-existing conditions exclusions.

Short-term, limited-duration and association health plans: Delaware limits the initial contract duration of short-term, limited-duration health plans to three months and prohibits issuance of more than one short-term, limited-duration plan during any given year. Delaware requires that an association form for a purpose other than offering insurance and be in existence for a minimum of five years before offering coverage. Fully-insured association health plans must comply with all laws and regulations applicable to small employer groups.

Reinsurance: Delaware has obtained a section 1332 waiver to establish a reinsurance program. Delaware's reinsurance program has an attachment point of \$65,000 and will cover costs up to \$215,000 at a rate of 75 percent.

*Although stated eligibility level for parents of dependent children would not warrant an "A," state has expanded Medicaid to enable individuals previously ineligible for Medicaid to become Medicaid eligible up to 138% eligibility FPL and, therefore, earns an "A."