



COLORADO

Department of Health Care
Policy & Financing

Community Living Office
1570 Grant Street
Denver, CO 80203

To: All Stakeholders

From: Michele Craig, HCBS-DD Waiver and Supported Employment Coordinator

Date: May 27, 2016

Subject: COMMUNICATION BRIEF- Home and Community Based Services- for Persons with Developmental Disabilities (HCBS-DD) Waiver Amendment: Request for Public Comment by 6PM, June 29, 2016

Purpose: To inform stakeholders of the opportunity to provide public comment on an amendment to the HCBS-DD waiver.

Background: Per the Department of Health Care Policy and Financing's (the Department) agreement with the Centers for Medicare and Medicaid Services (CMS), if there are necessary changes to a federally approved Home and Community Based Services waiver, then the Department must submit a waiver amendment.

The Department is amending the following sections of the HCBS-DD waiver:

Main: Add the state-wide home and community based settings waiver transition plan.

Appendix B-3.a: Revise the unduplicated count for waiver year to reflect the appropriation from the Colorado General Assembly. The appropriation is an increase in the unduplicated count.

Appendix B-3.c: Revise reserve capacity for 18-21 year old individuals transition, emergency, and deinstitutionalization for nursing facility and ICF/IID based on analysis of enrollment needs.

Appendix B-5: Revise per CMS changes to the waiver application. As of January 1, 2014, states must apply the eligibility and post-eligibility methodologies described in section 1924 of the Social Security Act (the spousal impoverishment statute) to all married individuals seeking eligibility under the category described at 42 C.F.R. §435.217 (the 217 category). This requirement applies to all new 1915(c) waivers. The revision modifies the terms of this waiver to conform its provisions to section 1924 if the 217 category is covered under the waiver.



Appendix C-5.1.2.: Add information on how residential and non-residential settings in the waiver comply with federal HCBS Settings requirements at 42 CFR 441.301(c)(4)-(5).

Appendix I-1: clarification on how the Department conducts post-payment reviews.

Appendix I-2.d: clarification on how the Department conducts billing validation.

Appendix I Quality Improvement: addition of a performance measure to provide evidence that the Department pays claims only for services rendered.

Appendix J-1 and 2: Revise projections for waiver years 2-5 to more accurately reflect trends. The Colorado General Assembly also approved a 1.7% rate increase. Estimates for waiver year 1 have not been revised in this amendment.

Procedure or Information: All comments received regarding the proposed changes to the waiver amendment will be documented verbatim, including transcription of telephone calls, and posted on the Department’s website. The Department will provide a written response that addresses all received comments distributed in a Communication Brief to Stakeholders by July 30, 2016.

The draft amendment is not attached to this brief due to its size. The HCBS-DD waiver amendment can be accessed via the Public Comment web form by [following this link](#).

Follow this link to [view additional information regarding the HCBS-DD Waiver](#).

Action: Public comment is open for 30 calendar days from the date of the original notification (May 27, 2016 through June 29, 2016 at 6PM). Comments should be submitted to the Attention of Michele Craig, HCBS-DD Waiver Coordinator, at the Department through the following routes:

1. Webform: <http://tinyurl.com/gnr2hfv>
2. Email: michele.craig@state.co.us (subject line: HCBS-DD waiver amendment)
3. Phone 303-866-5147
4. US Mail: 1570 Grant Street, Denver, CO 80203
5. Fax: 303-866-2573

Contact Person: Michele Craig, HCBS-DD Waiver and Supported Employment Coordinator

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