



INFORMATIONAL MEMO

INFORMATIONAL MEMO NUMBER: HCPF IM 18-050

TITLE: HOME AND COMMUNITY BASED SERVICES FOR INTELLECTUAL AND DEVELOPMENTAL DISABILITIES WAIVER AND CASE MANAGEMENT REGULATORY CHANGES

SUPERSEDES NUMBER: N/A

ISSUE DATE: DECEMBER 14, 2018

EFFECTIVE DATE: DECEMBER 14, 2018

DIVISION AND OFFICE: CASE MANAGEMENT AND QUALITY PERFORMANCE DIVISION, OFFICE OF COMMUNITY LIVING

PROGRAM AREA: CASE MANAGEMENT

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KEY WORDS: HOME AND COMMUNITY BASED SERVICES, INTELLECTUAL AND DEVELOPMENTAL DISABILITIES WAIVERS, CASE MANAGEMENT AGENCY, CASE MANAGER, QUALIFICATIONS

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Purpose and Audience:

To inform all Long-Term Services and Supports (LTSS) stakeholders of the removal of changes submitted for the Home and Community Based Services (HCBS) waivers for individuals with intellectual and developmental disabilities (I/DD) waiver amendments. To inform stakeholders that the Case Management Agency and case manager regulatory changes will not be heard at Medical Services Board (MSB) on December 14, 2018.

Information:

On October 1, 2018, the Department of Health Care Policy and Financing (Department) submitted waiver amendments for the HCBS-Children's Extensive Supports (HCBS-CES), HCBS for Persons with Developmental Disabilities (HCBS-DD), and HCBS-Supported Living Services (HCBS-SLS). The waiver amendments included changes regarding the qualifications for Case Management Agencies and case managers.

On October 12, 2018 the Department presented regulatory changes to the MSB for Case Management Agencies and case managers for the HCBS-CES, HCBS-DD, and HCBS-SLS waivers. The regulatory changes included new qualifications for Case Management Agencies and case managers as well as providing the functions of Case Management Agencies and case managers that existed previously in other sections of regulation. The Department received feedback from stakeholders at MSB that additional

work was needed before the regulations could be passed, to include ensuring language used is current and consistent with person-centeredness, overall language clean up, removal of inaccurate citations, changing the provider selection process for individuals with I/DD, and addressing concerns with appeals. Feedback received at MSB and by the Department post-MSB asked for additional stakeholder engagement regarding these concerns.

Due to the feedback and concerns received by stakeholders and the additional work that is needed to create a streamlined process, the Department will not be presenting at MSB on December 14, 2018. The Department will remove the language in the current waiver amendment as it pertains to the Case Management Agencies and case manager qualifications. The Department will submit this language with the waiver renewals in March 2019 for an effective date of July 2019. The Department will conduct stakeholder engagement beginning February 2019 regarding the provider selection process, choice entity and appeals and will combine regulation changes of this work with Case Management Agency and case manager qualifications already drafted. The projected date for MSB reading for all of this work is June 2019.

The Department will issue an Informational Memo when dates and locations have been secured for the stakeholder engagement.

Attachments:

None

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