



INFORMATIONAL MEMO

TITLE:	HCBS SETTINGS FINAL RULE—TRAININGS ON INDIVIDUAL RIGHTS AND RIGHTS MODIFICATIONS
SUPERSEDES NUMBER:	N/A
EFFECTIVE DATE:	JULY 1, 2021
DIVISION AND OFFICE:	STRATEGIC OUTCOMES DIVISION, OFFICE OF COMMUNITY LIVING
PROGRAM AREA:	HCBS WAIVERS
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APPROVED BY: HAYLEY GLEASON	

HCPF Memo Series can be accessed online: <https://www.colorado.gov/hcpf/memo-series>

Purpose and Audience:

This Informational Memo is for three stakeholder groups: (1) individuals participating in any of Colorado’s Home and Community-Based Services (HCBS) waivers; (2) parents, families, and guardians of waiver participants; and (3) provider agencies and case management agencies (CMAs) serving waiver participants.

The purposes of this Informational Memo are to inform each of these groups of the availability of pre-recorded trainings and the opportunity to ask questions about individual rights and the rights modification process under the federal HCBS Settings Final Rule; and, to request that recipients of this memo help individuals access the trainings intended for them.

Information:

Background

In 2014, the federal Centers for Medicare & Medicaid Services (CMS) published a [rule](#) requiring HCBS to be provided in settings (locations) that meet certain standards. Under

these standards, settings must ensure that people are able to exercise a variety of rights. They also must ensure that any modifications to these rights meet several federal requirements, such as being based on individualized need and having the individual's informed consent. The Department's [website](#) has more information about these standards.

The Department has presented trainings for providers and CMAs on individual rights and rights modifications under the federal rule. Waiver participants, their parents/guardians, and others were invited to join these trainings. The most comprehensive training was presented in January 2019 and is available for (re)review: [slide deck](#); [recording](#); [transcript](#). Additional training and guidance materials are available on the Department's [website](#).

Pre-recorded trainings and slide decks

As this topic continues to be of interest, the Department has prepared and posted additional trainings. The trainings are pre-recorded to allow participants to take them when convenient and to re-review them as needed. The trainings are targeted to different stakeholder groups, as follows:

(1) Individuals participating in any of Colorado's HCBS waivers

- This training is available [here](#). When you click the link, you will hear an introduction and then be able to review three parts:
 - Module 1: Overview of the HCBS Final Rule
 - Module 2: Individual Rights, Person Centered Planning, and Modifications
 - Module 3: Self-Advocacy and Resources
- This training is self-paced. Each part will take about 20 minutes to complete, or one hour to complete all three. However, you can spend as much or as little time on each part as you like.
- If you would like to refer to your own copy of the slides, you can access them [here](#).
- This training is optional. We hope it will be helpful to you. If you do not take this training, you still have all the same rights as other waiver participants.

(2) Parents, families, and guardians of waiver participants

- This training is available [here](#).
- This training is self-paced. It will take about one hour to complete.
- You can access the slides [here](#).
- Like the training for waiver participants, this training is optional.

(3) Provider agencies and CMAs serving waiver participants

- This training is available [here](#).
- This training is also self-paced. It will take about one hour to complete.
- You can access the slides [here](#).
- As with prior trainings for providers and CMAs, this training is **mandatory**. Provider agencies and CMAs should ensure that all of their staff who work directly with individuals (as well as supervisors of such staff) take this training. The training may be completed at any time before **August 18, 2021**.

Live question-and-answer (Q+A) sessions

The Department will be hosting live Q+A sessions for each group. All of these sessions are **voluntary** for all groups. You do not need to have completed a training to join a session. To ensure that everyone who is interested can participate, the Department asks that everyone join only the session that best fits their role (waiver participant, parent/family/guardian, or provider/case manager). Advocates may find the session for parents, families, and guardians most useful. You are welcome to submit your questions in advance by reaching out to us via the avenues listed below.

Individuals participating in any of Colorado's HCBS waivers

- **August 24, 2021 from 10 - 11 a.m.**
- Join online [here](#).
- Or call in toll-free at 888-475-4499, webinar ID 918 6067 4996, passcode 651626.

Parents, families, and guardians of waiver participants

- **August 25, 2021 from 10:00 a.m. to 11:00 a.m.**
- Join online [here](#).
- Or call in toll-free at 888-475-4499, webinar ID 973 0327 9019, passcode 443639.

Provider agencies and CMAs serving waiver participants

- **August 26, 2021 from 10 - 11 a.m.**
- Join online [here](#).
- Or call in toll-free at 888-475-4499, webinar ID 950 7189 0151, passcode 835207.

Reasonable accommodations will be provided upon request for persons with disabilities. Auxiliary aids and services for individuals with disabilities and language services for

individuals whose first language is not English may be provided upon request. Please notify John Barry at 303-866-3173 or John.R.Barry@state.co.us or the 504/ADA Coordinator at hcpf504ada@state.co.us at least one week prior to the session to make arrangements.

Request to providers, CMAs, and advocates

Please ensure that the individuals with whom you work are aware of the pre-recorded training modules and Q+A sessions for their group and have the supports they need to participate. We appreciate your help with this effort.

Attachment(s):

None

Department Contact and How to Submit Questions in Advance of the Q+A Sessions:

- Phone: 303.866.6314
- Email: hcpf_STP.PublicComment@state.co.us
- U.S. Mail: Department of Health Care Policy & Financing, 1570 Grant Street, Denver, CO 80203, ATTN: Statewide Transition Plan Team
- Fax: 303.866.4411, ATTN: Statewide Transition Plan Team