



## INFORMATIONAL MEMO

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<b>Title:</b> Spring 2024 1915(c) HCBS Waiver Amendments and Renewals Approval from the Centers for Medicare & Medicaid Services (CMS)	<b>Topic:</b> HCBS
<b>Audience:</b> HCBS Waiver Members, Providers, and Stakeholders	<b>Sub-Topic:</b> Waiver Amendments
<b>Supersedes Number:</b> N/A	<b>Division:</b> Benefits and Services Management Division
<b>Effective Date:</b> July 1, 2024	<b>Office:</b> Office of Community Living
<b>Expiration Date:</b> July 1, 2025	<b>Program Area:</b> Waiver Administration and Compliance
<b>Key Words:</b> Waiver, Amendment, Renewal, HCBS, Home and Community-Based Services, BI, CES, CHCBS, CHRP, CMHS, CIH, EBD, SLS, DD, CLLI, The Center for Medicare & Medicaid Services, CMS	
<b>Legal Authority:</b> 42 CRF § 441.300	
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<b>Issue Date:</b> June 27, 2024	
<b>Approved By:</b> Lana Eggers	

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### Purpose and Audience:

The purpose of this Informational Memo is to inform Home and Community-Based Services (HCBS) members, stakeholders, and providers that the 1915(c) HCBS waiver amendments and renewals submitted to the Centers for Medicare & Medicaid Services (CMS) on March 8, 2024, were approved.

### Information:

CMS approved the amendments for the following 1915(c) HCBS waivers with an effective date of July 1, 2024:

- Persons with Brain Injury (BI)
- Elderly, Blind, and Disabled (EBD)
- Children with Life Limiting Illness (CLLI)
- Children's Home and Community-Based Services (CHCBS)
- Community Mental Health Supports (CMHS)
- Complementary and Integrative Health (CIH)

CMS approved the renewal for the following 1915(c) HCBS waivers with an effective date of July 1, 2024:

- Supported Living Services (SLS)
- Developmental Disabilities (DD)
- Children's Extensive Supports (CES)
- Children's Habilitation Residential Program (CHRP)

The approved waiver amendments and renewals include the following changes:

- Remote Supports Updates to create a standalone Remote Supports Service that includes Remote Supports and Remote Supports Technology. (BI, CIH, CMHS, EBD, SLS)
- Supported Employment Language Updates that clarify services, expand descriptions, and integrate more Employment First and person-centered language. (DD, SLS)
- OHCDs Updates due to Case Management Redesign and IM 22-042. (BI, CES, DD, SLS, CHCBS, CIH, CMHS, EBD)
- CMA Rural Exception and Case Management Redesign Updates that updated language in the CHCBS Case Management service definition. Updates were also

made to the Case Management Agency (CMA) rural exception process and to reflect that the state is no longer in conflict. (All)

- Removal of Hospice from the list of State Plan services in appendix I-2d as a required service under Electronic Visit Verification (EVV) (All)
- An update to the Over Cost Containment (OCC) Service Accommodation request process that includes the Quality Improvement Organization (QIO) functions (EBD, BI, CMHS, CIH, CLLI, SLS)
- An update to the Rate Methodology description that allows HCPF to update County minimum wage rates retroactively. (All)
- An update to the Non-Medical Transport (NMT) service definition to clarify utilization, amount, frequency, and duration of NMT for Supported Employment. (DD, SLS)
- Updates to the HCBS Settings Final Rule that includes the removal of the Statewide Transition Plan (STP) in the waiver application, updating setting types where waiver services are provided, ongoing monitoring process for ensuring compliance, and updates to Participant Safeguard to reflect the codification of the HCBS Settings Final Rule. (CES, CHRP, DD, SLS)
- CMA Contracted Entity Language Update removed the reference to the number of Case Management Agencies (CMAs) that are contracted agencies. (All)
- Removed language that references “annual on-site monitoring” of the Case Management Agencies. (BI, CLLI, CIH, CMHS, CHCBS, EBD)
- Removal of outdated Financial Management Services (FMS) vendor language under the Provision of Financial Management Services (FMS) and Types of Entities (EBD, BI, CMHS, CIH, SLS)
- Updates to the Prevocational Service Language that removed language referencing subminimum wage practices in Prevocational Services. (DD, SLS)
- Updates to the Cost Neutrality Demonstration in Appendix J to reflect the 372 data from State Fiscal Year (SFY) 2021-22. (All)
- Updates to Ombudsmen Language that clarifies the role and purpose of the Colorado State Long-Term Care Ombudsman program. (All)

- Updates to Personal Emergency Response System (PERS) language in Appendix J to separate the service into two service components, PERS Monthly and PERS Install. (CIH)
- Miscellaneous Corrections were made throughout the renewal applications to correct spelling, typo, and grammatical errors. (CES, CHRP, DD, SLS)

To view the full approved waiver amendments and renewal applications, please visit the Department of Health Care Policy and Financing (HCPF) website at <https://hcpf.colorado.gov/hcbs-waivers>.

**Attachment(s):**

None

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