

1 8.500.94.B.6. HOME ACCESSIBILITY ADAPTATIONS

2 8.500.94.B.6.a DEFINITIONS

3 Case Management Agency (CMA) means a public or private not-for-profit or for-profit agency that  
4 meets all applicable state and federal requirements and is certified by the Department to provide  
5 case management services for specific Home and Community Based Services waivers pursuant  
6 to sections 25.5-10-209.5, C.R.S. and 25.5-6-106, C.R.S. and pursuant to a provider participation  
7 agreement with the state Department.

8 Case Manager means a person who provides case management services and meets all  
9 regulatory requirements for case managers.

10 The Division of Housing (DOH) is a ~~division State entity~~ within the ~~Colorado~~ Department of Local  
11 Affairs that is responsible for approving Home Accessibility Adaptation PARs, oversight on the  
12 quality of Home Accessibility Adaptation projects, and inspecting Home Accessibility Adaptation  
13 projects, as described in ~~these regulations. 10 CCR 2505-10 section 8.500.94.B.6.~~

- 14 1. DOH oversight is contingent and shall not be in effect until approved by the Centers  
15 for Medicare and Medicaid Services (CMS). Until approved by CMS, all oversight  
16 functions shall be performed by the Department unless specifically allowed by the  
17 Participant or their guardian to be performed by DOH.

18 Home Accessibility Adaptations ~~means~~ are the most cost-effective physical modifications,  
19 adaptations, or improvements in a Participant's existing home setting which, based on the  
20 Participant's medical condition or disability: ~~to the primary residence of the client~~Participant, that

- 21 1. Are necessary to ensure the health, and safety of the ~~client~~Participant; ~~or that~~  
22 2. Enable the ~~client~~Participant to function with greater independence in the home; ~~or~~  
23 or  
24 3. Prevent institutionalization or support the deinstitutionalization of the Participant.  
25 All adaptations shall be the most cost effective means to meet the identified  
26 need.

27 Home Accessibility Adaptation Provider means a provider agency that ~~meets has met all~~ the  
28 standards for Home Accessibility Adaptation described in ~~10 CCR 2505-10 s/~~Section  
29 8.500.94.B.6.e and is an enrolled Medicaid provider.

30 Person-Centered Planning ~~as applied to Home Accessibility Adaptations~~ means that Home  
31 Accessibility Adaptations ~~that are~~ shall be agreed upon through a process that is driven by the  
32 individual Participant and can include people chosen by the Participant, as well as the appropriate  
33 health care professionals, providers, and appropriate state and local officials or organizations;  
34 and where the ~~Member~~Participant is provided . The Home Accessibility Adaptation process  
35 provides necessary information, support, and choice ~~to the~~ Participant to ensure that the  
36 Participant directs the process to the maximum extent possible.

37 8.500.94.B.6.b INCLUSIONS

38 8.500.94.B.6.b.i ~~Such Home Accessibility A~~adaptations, ~~modifications, or improvements~~  
39 may include, but are not limited to the following:

- 1 a)- ~~The installation of~~ Installing or building ramps;
- 2 b)- Installing grab-bars or other Durable Medical Equipment (DME) if such
- 3 installation cannot be performed by a DME supplier;
- 4 c) Widening or modification of doorways;
- 5 ~~d)e-~~ Modifying a fication of bathroom facilities to allow for purposes of accessibility,
- 6 health and safety, and assist with needs independence in Activities of Daily
- 7 Living;
- 8 e) Modifying a kitchen for purposes of accessibility, health and safety, and
- 9 independence in Activities of Daily Living;
- 10 ~~f)d-~~ The installation of Installing specialized electric and plumbing systems that are
- 11 necessary to accommodate the medically necessary equipment and supplies;
- 12 that are necessary for the welfare of the client, and
- 13 g) Installing stair lifts or vertical platform lifts;
- 14 h) Modifying an existing second exit or egress window to lead to an area of rescue
- 15 for emergency purposes;
- 16 i) The modification of a second exit or egress window must be approved by
- 17 the Department or DOH at any funding level as recommended by an
- 18 occupational or physical therapist (OT/PT) for the health, safety, and welfare, of
- 19 the Participant.
- 20 ~~i)e-~~ Safety enhancing supports such as basic fences, strengthened windows, and
- 21 door and window alarms/alerts.
- 22 8.500.94.B.6.b.ii Previously completed Home Accessibility Adaptations, regardless of
- 23 original funding source, shall be eligible for maintenance or repair within the Participant's
- 24 remaining funds while remaining subject to all other requirements of 8.500.94.B.6.
- 25 8.500.94.B.6.b.iii All adaptations, modifications, or improvements must be the most cost-
- 26 effective means of meeting the Participant's identified need.
- 27 8.500.94.B.6.b.iv Adaptations, modifications, or improvements to rental properties should
- 28 be portable and able to move with the Participant whenever possible.
- 29 8.500.94.B.6.b.v The combined cost of Home Accessibility Adaptations, Vehicle
- 30 Modifications, and Assistive Technology shall not exceed \$10,000 per Participant over
- 31 the five-year life of the waiver.
- 32 a) Costs that exceed this cap may be approved by the Department or DOH to
- 33 ensure the health, and safety of the Participant, or enable the Participant to
- 34 function with greater independence in the home, if and
- 35 i) The adaptation ~~it~~ decreases the need for paid assistance in another
- 36 waiver service on a long-term basis, and
- 37 ii) Either:

1. There is an immediate risk to the Participant's health or safety, or

2. There has been a significant change in the Participant's needs since a previous Home Accessibility Adaptation.

b) Requests to exceed the limit shall be prior authorized in accordance with all other Department requirements found in this rule section 8.500.94.B.6.

### 8.500.94.B.6.c. EXCEPTIONS AND RESTRICTIONS

8.500.94.B.6.c.i. Home Accessibility Adaptations must be a direct benefit to the Participant ~~as defined in 8.500.94.B.6.a~~ and not for the benefit or convenience of caregivers, family Participants, or other residents of the home.

8.500.94.B.6.c.ii. Duplicate adaptations, such as adaptations to multiple bathrooms within the same home, ~~improvements or modifications~~ are prohibited.

~~This includes, but is not limited to, multiple bathrooms within the same home.~~

8.500.94.B.6.c.iii. Adaptations, improvements, or modifications as a part of new construction costs are prohibited.;

a) ~~F~~The finishing of unfinished areas in a home to add to or complete the addition of inhabitable square footage is prohibited.

b) Adaptations that add to the total square footage of the home are excluded from this benefit except when necessary to complete an adaptation to:

i) improve entrance or egress to a residence; or,

ii) configure a bathroom to accommodate a wheelchair.

c) Any request to add square footage to the home must be approved by the Department or DOH and shall be prior authorized in accordance with Department requirements found in this rule section 8.500.94.B.6.

8.500.94.B.6.c.iv. The purchase of items available through the Durable Medical Equipment (DME) benefit is prohibited.

8.500.94.B.6.c.v. Adaptations or improvements to the home that are considered to be on-going homeowner maintenance and are not related to the Participant's individual ability and needs are prohibited.

8.500.94.B.6.c.vi. Upgrades beyond what is the most cost-effective means of meeting the ~~Member~~Participant's identified need, including, but not limited to items or finishes required by a Homeowner Association's (HOA), items for caregiver convenience, or any items and finishes beyond the basic required to meet the need, are prohibited.

8.500.94.B.6.c.vii. f. The following items are specifically excluded from ~~H~~home Accessibility ~~A~~adaptations and shall not be reimbursed:

1 i) ~~Adaptations or improvements to the home that are considered to be on-~~  
2 ~~going homeowner maintenance and are not related to the client's~~  
3 ~~disability;~~

4 ii) ~~Carpeting,~~

5 aiii) Roof repair,

6 ivb)- Central air conditioning,

7 cv) Air duct cleaning,

8 dvi) Whole house humidifiers,

9 evii) Whole house air purifiers,

10 fviii) Installation or repair of driveways and sidewalks, unless the most cost-  
11 effective means of meeting the identified need,

12 gix) Monthly or ongoing home security monitoring fees.;

13 ~~, and~~

14 hx) Home furnishings of any type,

15 i) HOA fees, ~~and~~

16 xi) ~~Luxury upgrades.~~

17 g. ~~When the HCBS-SLS waiver has provided modifications to the client's home and~~  
18 ~~the client moves to another home, those modifications shall not be duplicated in the new~~  
19 ~~residence unless prior authorized in accordance with Operating Agency procedures.~~

20 ~~Adaptation to rental units, when the adaptation is not portable and cannot move with the~~  
21 ~~client shall not be covered unless prior authorized in accordance with Operating Agency~~  
22 ~~procedures.~~

23 h. ~~Adaptations that add to the total square footage of the home are excluded from~~  
24 ~~this benefit except when necessary to complete an adaptation to:~~

25 i. ~~improve entrance or egress to a residence; or,~~

26 ii. ~~configure a bathroom to accommodate a wheelchair.~~

27 i. ~~Any request to add square footage to the home shall be prior authorized in~~  
28 ~~accordance with Operating Agency procedures.~~

29 8.500.94.B.6.c.viii. j- Home Accessibility Adaptation projects are prohibited in any type of  
30 certified or non-certified congregate facility, including, but not limited to, Assisted Living  
31 Residences, Nursing Facilities, Group Homes, Host Homes, and any settings where  
32 accessibility or safety modifications to the location are included in the provider  
33 reimbursement. All devices and adaptations shall be provided in accordance with  
34 applicable state or local building codes or applicable standards of manufacturing, design

1 and installation. Medicaid state plan, EPSDT or third party resources shall be utilized  
2 prior to authorization of waiver services.

3 k. ~~The total cost of home accessibility adaptations, vehicle modifications, and assistive  
4 technology shall not exceed \$10,000 over the five-year life of the waiver without an  
5 exception granted by the Operating Agency. Costs that exceed this limitation may be  
6 approved by the Operating Agency for devices to ensure the health, and safety of the  
7 client or that enable the client to function with greater independence in the home, or if it  
8 decreases the need for paid assistance in another waiver service on a long-term basis.  
9 Requests to exceed the limit shall be prior authorized in accordance with Operating  
10 Agency procedure.~~

11 8.500.94.B.6.c.ix. If a Participant lives in a property where adaptations, improvements, or  
12 modifications as a reasonable accommodation through federally funded assisted housing  
13 are required by Section 504 of the Rehabilitation Act of 1973, the Fair Housing Act, or  
14 any other federal, state, or local funding, the Participant's Home Accessibility Adaptation  
15 funds may not be used unless reasonable accommodations have been denied.

16 8.500.94.B.6.c.x. The Department may deny requests for Home Accessibility Adaptation  
17 projects that exceed usual and customary charges or do not meet local building  
18 requirements, the Home Modification Benefit Construction Specifications developed by  
19 the Division of Housing (DOH), or industry standards. The Home Modification Benefit  
20 Construction Specifications (2018) are hereby incorporated by reference. The  
21 incorporation of these guidelines excludes later amendments to, or editions of, the  
22 referenced material. The 2018 Home Modification Benefit Construction Specifications can  
23 be found on the Department website. Pursuant to §24-4-103(12.5), C.R.S., the  
24 Department maintains copies of this incorporated text in its entirety, available for public  
25 inspection during regular business hours at: Colorado Department of Health Care Policy  
26 and Financing, 1570 Grant Street, Denver Colorado 80203. Certified copies of  
27 incorporated materials are provided at cost upon request.

## 28

### 29 8.500.94.B.6.d **CASE MANAGEMENT AGENCY RESPONSIBILITIES**

30 8.500.94.B.6.d.i. The Case Manager shall consider alternative fund ing sources to complete the  
31 Home Accessibility Adaptation. The alternatives **considered** and the reason they are not available  
32 shall be documented in the case record.

33 1) The Case Manager must confirm that the Participant is unable to receive the proposed  
34 adaptations, improvements, or modifications as a reasonable accommodation through  
35 federally funded assisted housing as required by section 504 of the Rehabilitation Act of  
36 1973, the Fair Housing Act, or any other federal, state, or local funding. Case Managers  
37 may request confirmation of a property **owner's** obligations through DOH.

38 8.500.94.B.6.d.ii. The Case Manager may prior authorize Home Accessibility Adaptation projects  
39 estimated at less than \$2,500 without DOH or Department approval, contingent on Participant  
40 **approval authorization** and confirmation of Home Accessibility Adaptation fund availability.

41 8.500.94.B.6.d.iii. The Case Manager shall obtain prior approval by submitting a Prior Authorization  
42 **R**request form (PAR) to DOH for Home Accessibility Adaptation projects estimated above \$2,500.

43 1) The Case Manager must submit the required PAR and all supporting documentation  
44 according to Department prescribed processes and procedures found in this rule section

1 8.500.94.B.6. Home Accessibility Adaptations submitted with improper documentation will  
2 not be approved.

3 2) The Case Manager and CMA are responsible for retaining and tracking all documentation  
4 related to a Participant's Home Accessibility Adaptation funding use and communicating  
5 that information to the Participant and Home Accessibility Adaptation providers. The  
6 Case Manager may request confirmation of a Participant's Home Accessibility Adaptation  
7 fund use from the Department or DOH.

8 3) The Case Manager shall discuss any **potential** plans to move **to a different residence** with  
9 the Participant or their guardian and advise them on the most prudent utilization of  
10 **available funds, the benefit.**

11 8.500.94.B.6.d.iv. Home Accessibility Adaptations estimated to cost \$2,500 or more shall be  
12 evaluated according to the following procedures:

13 1) An occupational or physical therapist (OT/PT) shall assess the Participant's needs and  
14 the therapeutic value of the requested Home Accessibility Adaptation. When an OT/PT  
15 with experience in Home Accessibility Adaptation is not available, a Department-  
16 approved qualified individual may be substituted. An evaluation specifying how the Home  
17 Accessibility Adaptation would contribute to a Participant's ability to remain in or return to  
18 his/her home, and how the Home Accessibility Adaptation would increase the  
19 ~~Member~~Participant's ~~individual's~~ independence and decrease the need for other services,  
20 shall be completed before bids are solicited. This evaluation shall be submitted with the  
21 PAR.

22 a) The evaluation must be performed in the home to be modified. If the Participant  
23 is unable to access the home to be modified without the modification, the OT/PT  
24 must evaluate the Participant and home separately and **document** ~~note~~ why the  
25 Participant was not able to be evaluated in the home.

26 2) The evaluation ~~services~~ may be provided by a home health agency or other qualified and  
27 approved OT/PT through the Medicaid Home Health benefit.

28 a) A Case Manager may initiate the OT/PT evaluation process before the  
29 Participant has been approved for waiver services, as long as the Participant is  
30 Medicaid eligible.

31 b) A Case Manager may initiate the OT/PT evaluation process before the  
32 Participant physically resides in the home to be modified, as long as the current  
33 property owner agrees to the evaluation.

34 c) OT/PT evaluations performed by non-enrolled Medicaid providers may be  
35 accepted when an enrolled Medicaid provider is not available. A Case Manager  
36 must document the reason why an enrolled Medicaid provider is not available.

37 3) The Case Manager and the OT/PT shall consider less expensive alternative methods of  
38 addressing the Participant's needs. The Case Manager shall document these alternatives  
39 and why they did not meet the Participant's needs in the Participant's case file.

40 8.500.94.B.6.d.v. The Case Manager shall assist the Participant in soliciting bids according to the  
41 following procedures:

- 1) The Case Manager shall assist the Participant in soliciting bids from at least two Home Accessibility Adaptation Providers for Home Accessibility Adaptations estimated to cost \$2,500 or more. Participant choice of provider shall be documented throughout.
- 2) The Case Manager must verify that the provider is an enrolled Home Accessibility Adaptation Provider for Home Accessibility Adaptations.
- 4) The bids for Home Accessibility Adaptations at all funding levels shall include a breakdown of the costs of the project ~~and the following: including:~~
  - a) Description of the work to be completed,
  - b) Description and estimate of the materials and labor needed to complete the project. Material costs should include price per square foot for materials purchased by the square foot. Labor costs should include price per hour,
  - c) Estimate for building permits, if needed,
  - d) Estimated timeline for completing the project,
  - e) Name, address and telephone number of the Home Accessibility Adaptation Provider,
  - f) Signature of the Home Accessibility Adaptation Provider,
  - g) Signature or other indication of approval, such as email approval, of the Participant or their guardian, that indicates all aspects of the bid have been reviewed with them,
  - h) Signature of the home owner or property manager if the home is not owned by the Participant or their guardian.
- 5) Home Accessibility Adaptation Providers have a maximum of thirty (30) days to submit a bid for the Home Accessibility Adaptation project after the Case Manager has solicited the bid.
  - a) If the Case Manager has made three attempts to obtain a bid from a second Home Accessibility Adaptation Provider and the ~~provider-Home Accessibility Adaptation Provider~~ has not responded within thirty (30) calendar days, the Case Manager may request approval of one bid. Documentation of the attempts shall be attached to the PAR.
- 6) The Case Manager shall submit copies of the bid(s) and the OT/PT evaluation with the PAR to the Department. The Department shall authorize the lowest bid that complies with the requirements found in this rule section 8.500.94.B.6. and the recommendations of the OT/PT evaluation.
  - a) If a Participant or home owner requests a bid that is not the lowest of the submitted bids, the Case Manager shall request approval by submitting a written explanation with the PAR.
- 7) A revised PAR and Change Order request shall be submitted for any changes from the original approved PAR according to the procedures found in this rule section 8.500.94.B.6. ~~according to Department prescribed processes and procedures.~~

1 8.500.94.B.6.d.vi. If a property to be modified is not owned by the Participant, the Case Manager  
 2 shall obtain signatures from the home owner or property manager on the submitted bids  
 3 authorizing the specific modifications described therein.

4 1) Written consent of the home owner or property manager, ~~as evidenced by the above~~  
 5 ~~mentioned signatures,~~ is required for all projects that involve permanent installation within  
 6 the Participant's residence or installation or modification of any equipment in a common  
 7 or exterior area.

8 2) The authorization shall include confirmation that the home owner or property manager  
 9 agrees that if If the Participant vacates the property, ~~these signatures evidence that the~~  
 10 ~~home owner or property manager agrees to allow the Participant may choose to either to~~  
 11 leave the modification in place or remove the modification, that the home owner or  
 12 property manager may not hold any party responsible for removing all or part of a Home  
 13 Accessibility Adaptation project, and that if the Participant chooses to remove the  
 14 modification, the property must be left in equivalent or better than its pre-modified  
 15 condition.

16 ~~in than~~ 8.500.94.B.6.d.vii. If the CMA does not comply with the process described above resulting  
 17 in increased cost for a Home Accessibility Adaptation, the Department may hold the CMA  
 18 financially liable for the increased cost.

19 8.500.94.B.6.d.vii. The Department or DOH may conduct on-site visits or any other investigations  
 20 deemed necessary prior to approving or denying the Home Accessibility Adaptation PAR.

#### 21 8.500.94.B.6.e PROVIDER RESPONSIBILITIES

22 8.500.94.B.6.e.i. Home Accessibility Adaptation Providers shall conform to all general certification  
 23 standards and procedures set forth in ~~10 CCR 2505-10 s~~Section 8.500.98.

24 8.500.94.B.6.e.ii. Home Accessibility Adaptation Providers shall be licensed in the city or county in  
 25 which ~~the they propose to provide the~~ Home Accessibility Adaptation services ~~will be performed~~  
 26 ~~perform the work proposed,~~ if required by that city or county.

27 8.500.94.B.6.e.iii. Home Accessibility Adaptation Providers shall begin work within sixty (60) days  
 28 of signed approval from the Department. Extensions of time may be granted by ~~DOH~~~~the Division~~  
 29 ~~of Housing (DOH)~~ or the Department for circumstances outside of the provider's control upon  
 30 request by the provider. Requests must be received within the original ~~60 day~~ ~~deadline~~ ~~period~~  
 31 and be supported by documentation, including Participant notification. Reimbursement may be  
 32 reduced for delays in accordance with Section 8.500.94.B.6.f.vi.

33 1) If any changes to the approved scope of work are made without DOH or Department  
 34 authorization, the cost of those changes will not be reimbursed.

35 2) Projects shall be completed within thirty (30) days of beginning work. Extensions of time  
 36 may be granted by DOH or the Department for circumstances outside of the provider's  
 37 control upon request by the provider. Requests must be received within the original ~~30~~  
 38 ~~day~~ ~~deadline~~ ~~period~~ and be supported by documentation, including Participant  
 39 notification. Reimbursement may be reduced for delays in accordance with Section  
 40 8.500.94.B.6.f.vi

41 8.500.94.B.6.e.iv. The Home Accessibility Adaptation Provider shall provide a one-year written  
 42 warranty on materials and labor from date of final inspection on all completed work and perform  
 43 work covered under that warranty at ~~provider's~~ ~~their~~ expense.

1) The Provider shall give the Participant or their guardian all manufacturer's or seller's warranties on completion of work.

8.500.94.B.6.e.v. The Home Accessibility Adaptation Provider shall comply with the Home Modification Benefit Construction Specifications (2018) developed by the DOH, which can be found on the Department website, and with local, and state building codes.

8.500.94.B.6.e.vi. A sample of Home Accessibility Adaptation projects set by the Department shall be inspected upon completion by DOH, a state, local or county building inspector in accordance with state, local, or county procedures, or a licensed engineer, architect, contractor or any other person as designated by the Department. Home Accessibility Adaptation projects may be inspected by DOH upon request by the Participant at any time determined to be reasonable by DOH, ~~or the Department.~~ Participants must provide access for inspections.

1) DOH shall perform an inspection within fourteen (14) days of receipt of notification of project completion for sampled projects, or receipt of a Participant's reasonable request.

2) DOH shall produce a written inspection report within the time frame agreed upon in the Home Accessibility Adaptations work plan that notes the Participant's specific complaints. The inspection report shall be sent to the Participant, Case Manager, and provider.

3) Home Accessibility Adaptation Providers must repair or correct any noted deficiencies within twenty (20) days or the time required in the inspection report, whichever is shorter. Extensions of time may be granted by DOH or the Department for circumstances outside of the provider's control upon request by the provider. Requests must be received within the original 20 day deadline ~~period~~ and be supported by documentation, including Participant notification. Reimbursement may be reduced for delays in accordance with Section 8.500.94.B.6.f.vi.

8.500.94.B.6.e.vii. Copies of building permits and inspection reports shall be submitted to DOH. In the event that a permit is not required, the Home Accessibility Adaptation Provider shall formally attest in their initial bid that a permit is not required. Incorrectly attesting that a permit is not required shall be ~~a basis justification for non-payment or~~ recovery of payment by the Department.

1) Volunteer work on a Home Accessibility Adaptation project approved by the Department shall be completed under the supervision of the Home Accessibility Adaptation Provider as stated on the bid.

a) Volunteer work must be performed according to Department prescribed processes and procedures found in this rule section 8.500.94.B.6.

b) Work performed by an unaffiliated party, such as, but not limited to, volunteer work performed by a friend or family of the Participant, or work performed by a private contractor hired by the Participant or family, must be described and agreed upon, in writing, by the provider responsible for completing the Home Accessibility Adaptation, according to Department prescribed processes and procedures found in this rule section 8.500.94.B.6.

#### **8.500.94.B.6.f REIMBURSEMENT**

8.500.94.B.6.f.i Payment for Home Accessibility Adaptation services shall be the prior authorized amount or the amount billed, whichever is lower. Reimbursement shall be made in two equal payments ~~per Home Accessibility Adaptation.~~

1 8.500.94.B.6.f.ii. The Home Accessibility Adaptation Provider may submit a claim for an initial  
2 payment of no more than fifty percent of the project cost for materials, permits, and initial labor  
3 costs.

4 8.500.94.B.6.f.iii. The Home Accessibility Adaptation Provider may submit a claim for final payment  
5 when the Home Accessibility Adaptation project has been completed satisfactorily as shown by  
6 the submission of the following documentation below to DOH:

7 1) Signed lien waivers for all labor and materials, including lien waivers from sub-  
8 contractors;

9 2) Required permits;

10 3) One year written warranty on materials and labor; and

11 4) Documentation in the Participant's file that the Home Accessibility Adaptation has been  
12 completed satisfactorily through:

13 a) Receipt of the inspection report approving work from the state, county, or local  
14 building, plumbing, or electrical inspector;

15 b) Approval by the Participant, representative, or other designee;

16 c) Approval by the home owner or property manager;

17 d) A final ~~By conducting an~~ on-site inspection report by DOH or its designated  
18 inspector; or

19 e) DOH acceptance of photographs taken both before and after the Home  
20 Accessibility Adaptation.

21 8.500.94.B.6.f.iv. If DOH notifies a Home Accessibility Adaptation Provider that an additional  
22 inspection is required, the ~~Home Accessibility Adaptation pP~~ provider may not submit a claim for  
23 final payment until DOH has received documentation of a satisfactory inspection report for that  
24 additional inspection.

25 8.500.94.B.6.f.v. The Home Accessibility Provider shall only be reimbursed for materials and labor  
26 for work that has been completed satisfactorily and as described on the approved Home  
27 Accessibility Adaptation Provider Bid form or Home Accessibility Adaptation Provider Change  
28 Order form.

29 1) All required repairs noted on inspections shall be completed before the Home  
30 Accessibility Adaptation Provider submits a final claim for reimbursement.

31 2) If a Home Accessibility Adaptation Provider has not completed work satisfactorily, DOH  
32 shall determine the value of the work completed satisfactorily by the pP provider during an  
33 inspection. The pP provider shall only be reimbursed for the value of the work completed  
34 satisfactorily.

35 a) A Home Accessibility Adaptation Provider may request DOH perform one (1)  
36 reconsideration of the value of the work completed satisfactorily. This request  
37 may be supported by an independent appraisal of the work, performed at the  
38 pP provider's expense.

1 8.500.94.B.6.f.vi. Reimbursement may be reduced at a rate of 1% (one percent) of the total project  
2 amount every seven (7) calendar days beyond the deadlines required for project completion,  
3 including correction of all noted deficiencies in the inspection report.~~deficiencies.~~

4 1) Extensions of time may be granted by DOH or the Department for circumstances outside  
5 of the provider's control upon request by the provider. Requests must be received within  
6 the original 7 day deadline ~~period~~ and be supported by documentation, including  
7 Participant notification.

8 2) The Home Accessibility Adaptation reimbursement reduced pursuant to this subsection  
9 shall be considered part of the Participant's remaining funds.

10 8.500.94.B.6.f.vii. The Home Accessibility Adaptation Provider shall not be reimbursed for the  
11 purchase of DME available as a Medicaid state plan benefit to the Participant. The Home  
12 Accessibility Adaptation Provider may be reimbursed for the installation of DME if such  
13 installation is outside of the scope of the Participant's DME benefit.

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21 8.503.40.A.5. HOME ACCESSIBILITY ADAPTATIONS

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14 Person-Centered Planning means Home Accessibility Adaptations that are agreed upon through  
 15 a process that is driven by the Participant and can include people chosen by the Participant, as  
 16 well as the appropriate health care professionals, providers, and appropriate state and local  
 17 officials or organizations; and where the Participant is provided necessary information, support,  
 18 and choice Participant to ensure that the Participant directs the process to the maximum extent  
 19 possible.

#### 20 **8.503.40.A.5.b INCLUSIONS**

21 8.503.40.A.5.b.i. Such Home Accessibility Adaptations may include, but are not limited  
 22 to, the following:

- 23 a). The installation of Installing or building ramps;
- 24 b). Installing grab-bars or other Durable Medical Equipment (DME) if such  
 25 installation cannot be performed by a DME supplier;
- 26 c) Widening or modification of doorways;
- 27 ed). Modifying aieation of bathroom facilities to allow for the purposes of accessibility,  
 28 health and safety, and assist with needs-independence in Activities of Daily  
 29 Living;
- 30 e) Modifying a kitchen for purposes of accessibility, health and safety, and  
 31 independence in Activities of Daily Living;
- 32 d). The installation of Installing specialized electric and plumbing systems that are  
 33 necessary to accommodate the medically necessary equipment and/or supplies;  
 34 that are necessary for the health and safety of the Client, and
- 35 g) Installing stair lifts or vertical platform lifts;
- 36 h) Modifying an existing second exit or egress window to lead to an area of rescue  
 37 for emergency purposes;

1 i) The modification of a second exit or egress window must be approved by  
 2 the Department or DOH at any funding level as recommended by an  
 3 occupational or physical therapist (OT/PT) for the health, safety, and welfare, of  
 4 the Participant.

5 i)e- Safety enhancing sSupports such as basic fences, strengthened windows, and  
 6 or basic door and window alarms/alerts.;

7 8. 503.40.A.5.b.ii Previously completed Home Accessibility Adaptations, regardless of  
 8 original funding source, shall be eligible for maintenance or repair within the Participant's  
 9 remaining funds while remaining subject to all other requirements of Section  
 10 8.503.40.A.5.

11 8. 503.40.A.5.b.iii All adaptations, modifications, or improvements must be the most cost-  
 12 effective means of meeting the Participant's identified need.

13 8. 503.40.A.5.b.iv Adaptations, modifications, or improvements to rental properties should  
 14 be portable and able to move with the Participant whenever possible.

15 8. 503.40.A.5.b.v The combined cost of Home Accessibility Adaptations, Vehicle  
 16 Modifications, and Assistive Technology shall not exceed \$10,000 per Participant over  
 17 the five-year life of the waiver.

18 a) Costs that exceed this cap may be approved by the Department or DOH to  
 19 ensure the health, and safety of the Participant, or enable the Participant to  
 20 function with greater independence in the home, if:

21 i) The adaptation decreases the need for paid assistance in another waiver  
 22 service on a long-term basis, and

23 ii) Either:

24 1. There is an immediate risk to the Participant's health or safety, or

25 2. There has been a significant change in the Participant's needs  
 26 since a previous Home Accessibility Adaptation.

27 b) Requests to exceed the limit shall be prior authorized in accordance with all other  
 28 Department requirements found in this rule section 8.503.A.5.

29 **8. 503.40.A.5.c EXCEPTIONS AND RESTRICTIONS**

30 8. 503.40.A.5.c.i Home Accessibility Adaptations must be a direct benefit to the  
 31 Participant Section and not for the benefit or convenience of caregivers, family  
 32 Participants, or other residents of the home.

33 8. 503.40.A.5.c.ii Duplicate adaptations, such as adaptations to multiple  
 34 bathrooms within the same home, are prohibited.

35 8. 503.40.A.5.c.iii Adaptations, improvements, or modifications as a part of new  
 36 construction costs are prohibited.

37 a) Finishing unfinished areas in a home to add to or complete habitable  
 38 square footage is prohibited.

1 b) Adaptations that add to the total square footage of the home are  
2 excluded from this benefit except when necessary to complete an  
3 adaptation to:

4 i) improve entrance or egress to a residence; or,

5 ii) configure a bathroom to accommodate a wheelchair.

6 c) Any request to add square footage to the home must be approved by the  
7 Department or DOH and shall be prior authorized in accordance with  
8 Department procedures.

9 8. 503.40.A.5.c.iv The purchase of items available through the Durable Medical Equipment  
10 (DME) benefit is prohibited.

11 8.503.40.A.5.c.v. Adaptations or improvements to the home that are considered to be on-  
12 going homeowner maintenance and are not related to the Participant's individual ability  
13 and needs are prohibited.

14 8.503.40.A.5.c.vi. Upgrades beyond what is the most cost-effective means of meeting the  
15 Participant's identified need, including, but not limited to, items or finishes required by a  
16 Homeowner Association's (HOA), items for caregiver convenience, or any items and  
17 finishes beyond the basic required to meet the need, are prohibited.

18 8.503.40.A.5.c.vii.f. The following items are specifically excluded from Home Accessibility  
19 Adaptations and shall not be reimbursed:

20 i. Adaptations or improvements to the home that are considered to be on-  
21 going homeowner maintenance and are not related to the Client's  
22 disability,

23 ii. Carpeting,

24 iii-a) Roof repair,

25 iv-b) Central air conditioning,

26 v-c) Air duct cleaning,

27 vi-d) Whole house humidifiers,

28 vii-e) Whole house air purifiers,

29 viii-f) Installation and repair of driveways and sidewalks, unless the most cost-  
30 effective means of meeting the identified need.

31 ix-g) Monthly or ongoing home security monitoring fees,

32 x-h) Home furnishings of any type,

33 i) HOA fees.

34 xi. Adaptations to rental units when the adaptation is not portable and cannot move  
35 with the renter, and

~~xii. — Luxury upgrades.~~

~~g. — Adaptations that add to the total square footage of the home are excluded from this benefit except when necessary to complete an adaptation to:~~

~~i. — Improve entrance or egress to a residence; or,~~

~~ii. — Configure a bathroom to accommodate a wheelchair.~~

~~h. — Any request to add square footage to the home shall be prior authorized in accordance with the Department's procedures.~~

~~i. — All devices and adaptations shall be provided in accordance with applicable state or local building codes and applicable standards of manufacturing, design and installation. Medicaid State Plan, EPSDT or third-party resources shall be utilized prior to authorization of HCBS-CES waiver services.~~

~~8.503.40.A.5.c.viii.j. — The total cost of home accessibility adaptations, vehicle modifications, and assistive technology shall not exceed ten thousand (10,000) dollars over the five (5) year life of the HCBS-CES waiver without an exception granted by the Department. Costs that exceed this limitation may be approved for services, items or devices to ensure the health and safety of the Client, enable the Client to function with greater independence in the home, or decrease the need for paid assistance in another HCBS-CES waiver service on a long-term basis. Requests to exceed the limit shall be prior authorized in accordance with the Department's procedure.~~

~~Home Accessibility Adaptation projects are prohibited in any type of certified or non-certified congregate facility, including, but not limited to, Assisted Living Residences, Nursing Facilities, Group Homes, Host Homes, and any settings where accessibility or safety modifications to the location are included in the provider reimbursement.~~

~~8.503.40.A.5.c.ix. — If a Participant lives in a property where adaptations, improvements, or modifications as a reasonable accommodation through federally funded assisted housing are required by Section 504 of the Rehabilitation Act of 1973, the Fair Housing Act, or any other federal, state, or local funding, the Participant's Home Accessibility Adaptation funds may not be used unless reasonable accommodations have been denied.~~

~~8.503.40.A.5.c.x. — The Department may deny requests for Home Accessibility Adaptation projects that exceed usual and customary charges or do not meet local building requirements, the 2018 Home Modification Benefit Construction Specifications developed by the Division of Housing (DOH), or industry standards. The Home Modification Benefit Construction Specifications (2018) are hereby incorporated by reference. The incorporation of these guidelines excludes later amendments to, or editions of, the referenced material. The 2018 Home Modification Benefit Construction Specifications can be found on the Department website. Pursuant to §24-4-103(12.5), C.R.S., the Department maintains copies of this incorporated text in its entirety, available for public inspection during regular business hours at: Colorado Department of Health Care Policy and Financing, 1570 Grant Street, Denver Colorado 80203. Certified copies of incorporated materials are provided at cost upon request.~~

1 8. 503.40.A.5.d.i. The Case Manager shall consider alternative funding sources to complete the  
2 Home Accessibility Adaptation. These alternatives considered and the reason they are not  
3 available shall be documented in the case record.

4 1) The Case Manager must confirm that the Participant is unable to receive the proposed  
5 adaptations, improvements, or modifications as a reasonable accommodation through  
6 federally funded assisted housing as required by section 504 of the Rehabilitation Act of  
7 1973, the Fair Housing Act, or any other federal, state, or local funding. Case Managers  
8 may request confirmation of a property owner's obligations through DOH.

9 8. 503.40.A.5.d.ii. The Case Manager may prior authorize Home Accessibility Adaptation projects  
10 estimated at less than \$2,500 without DOH or Department approval, contingent on Participant  
11 approval and confirmation of Home Accessibility Adaptation fund availability.

12 8. 503.40.A.5.d.iii. The Case Manager shall obtain prior approval by submitting a Prior Authorization  
13 Request form (PAR) to DOH for Home Accessibility Adaptation projects estimated above \$2,500.

14 1) The Case Manager must submit the required PAR and all supporting documentation  
15 according to Department prescribed processes and procedures found in this rule section  
16 8.503.40.A.5. Home Accessibility Adaptations submitted with improper documentation will  
17 not be approved.

18 2) The Case Manager and CMA are responsible for retaining and tracking all documentation  
19 related to a Participant's Home Accessibility Adaptation funding use and communicating  
20 that information to the Participant and Home Accessibility Adaptation providers. The  
21 Case Manager may request confirmation of a Participant's Home Accessibility Adaptation  
22 fund use from the Department or DOH.

23 3) The Case Manager shall discuss any potential plans to move to a different residence with  
24 the Participant or their guardian and advise them on the most prudent utilization of  
25 available funds.

26 8. 503.40.A.5.d.iv. Home Accessibility Adaptations estimated to cost \$2,500 or more shall be  
27 evaluated according to the following procedures:

28 1) An occupational or physical therapist (OT/PT) shall assess the Participant's needs and  
29 the therapeutic value of the requested Home Accessibility Adaptation. When an OT/PT  
30 with experience in Home Accessibility Adaptation is not available, a Department-  
31 approved qualified individual may be substituted. An evaluation specifying how the Home  
32 Accessibility Adaptation would contribute to a Participant's ability to remain in or return to  
33 his/her home, and how the Home Accessibility Adaptation would increase the individual's  
34 independence and decrease the need for other services, shall be completed before bids  
35 are solicited. This evaluation shall be submitted with the PAR.

36 a) The evaluation must be performed in the home to be modified. If the Participant  
37 is unable to access the home to be modified without the modification, the OT/PT must  
38 evaluate the Participant and home separately and document why the Participant was not  
39 able to be evaluated in the home.

40 2) The evaluation may be provided by a home health agency or other qualified and  
41 approved OT/PT through the Medicaid Home Health benefit.

1 a) A Case Manager may initiate the OT/PT evaluation process before the  
2 Participant has been approved for waiver services, as long as the Participant is  
3 Medicaid eligible.

4 b) A Case Manager may initiate the OT/PT evaluation process before the  
5 Participant physically resides in the home to be modified, as long as the current  
6 property owner agrees to the evaluation.

7 c) OT/PT evaluations performed by non-enrolled Medicaid providers may be  
8 accepted when an enrolled Medicaid provider is not available. A Case Manager  
9 must document the reason why an enrolled Medicaid provider is not available.

10 3) The Case Manager and the OT/PT shall consider less expensive alternative methods of  
11 addressing the Participant's needs. The Case Manager shall document these alternatives  
12 and why they did not meet the Participant's needs in the Participant's case file.

13 8. 503.40.A.5.d.v. The Case Manager shall assist the Participant in soliciting bids according to the  
14 following procedures:

15 1) The Case Manager shall assist the Participant in soliciting bids from at least two Home  
16 Accessibility Adaptation Providers for Home Accessibility Adaptations estimated to cost  
17 \$2,500 or more.

18 2) The Case Manager must verify that the provider is an enrolled Home Accessibility  
19 Adaptation Provider for Home Accessibility Adaptations.

20 3) The bids for Home Accessibility Adaptations at all funding levels shall include a  
21 breakdown of the costs of the project and the following:

22 a) Description of the work to be completed.

23 b) Description and estimate of the materials and labor needed to complete the  
24 project. Material costs should include price per square foot for materials  
25 purchased by the square foot. Labor costs should include price per hour.

26 c) Estimate for building permits, if needed.

27 d) Estimated timeline for completing the project.

28 e) Name, address and telephone number of the Home Accessibility Adaptation  
29 Provider.

30 f) Signature of the Home Accessibility Adaptation Provider.

31 g) Signature or other indication of approval, such as email approval, of the  
32 Participant or their guardian, that indicates all aspects of the bid have been  
33 reviewed with them.

34 h) Signature of the home owner or property manager if the home is not owned by  
35 the Participant or their guardian.

36 4) Home Accessibility Adaptation Providers have a maximum of thirty (30) days to submit a  
37 bid for the Home Accessibility Adaptation project after the Case Manager has solicited  
38 the bid.

1 a) If the Case Manager has made three attempts to obtain a bid from a Home  
2 Accessibility Adaptation Provider and the provider has not responded within thirty  
3 (30) calendar days, the Case Manager may request approval of one bid.  
4 Documentation of the attempts shall be attached to the PAR.

5 5) The Case Manager shall submit copies of the bid(s) and the OT/PT evaluation with the  
6 PAR to the Department. The Department shall authorize the lowest bid that complies with  
7 the requirements found in this rule section 8.503.40.A.5 and the recommendations of the  
8 OT/PT evaluation.

9 a) If a Participant or home owner requests a bid that is not the lowest of the  
10 submitted bids, the Case Manager shall request approval by submitting a written  
11 explanation with the PAR.

12 6) A revised PAR and Change Order request shall be submitted for any changes from the  
13 original approved PAR according to the procedures found in this rule section  
14 8.503.40.A.5.

15 8. 503.40.A.5.d.vi. If a property to be modified is not owned by the Participant or their guardian, the  
16 Case Manager shall obtain signatures from the home owner or property manager on the  
17 submitted bids authorizing the specific modifications described therein.

18 1) Written consent of the home owner or property manager is required for all projects that  
19 involve permanent installation within the Participant's residence or installation or  
20 modification of any equipment in a common or exterior area.

21 2) The authorization shall include confirmation that the home owner or property manager  
22 agrees that if the Participant vacates the property, the Participant may choose to either  
23 leave the modification in place or remove the modification, that the home owner or  
24 property manager may not hold any party responsible for removing all or part of a Home  
25 Accessibility Adaptation project, and that if the Participant chooses to remove the  
26 modification, the property must be left in equivalent or better than its pre-modified  
27 condition.

28 8. 503.40.A.5.d.vii. If the CMA does not comply with the process described above resulting in  
29 increased cost for a Home Accessibility Adaptation, the Department may hold the CMA financially  
30 liable for the increased cost.

31 8. 503.40.A.5.d.vii. The Department or DOH may conduct on-site visits or any other investigations  
32 deemed necessary prior to approving or denying the Home Accessibility Adaptation PAR.

33 **8. 503.40.A.5.e PROVIDER RESPONSIBILITIES**

34 8. 503.40.A.5.e.i. Home Accessibility Adaptation Providers shall conform to all general certification  
35 standards and procedures set forth in Section 8.500.98.

36 8. 503.40.A.5.e.ii. Home Accessibility Adaptation Providers shall be licensed in the city or county in  
37 which the Home Accessibility Adaptation services will be performed, if required by that city or  
38 county.

39 8. 503.40.A.5.e.iii. Home Accessibility Adaptation Providers shall begin work within sixty (60) days  
40 of signed approval from the Department. Extensions of time may be granted by DOH or the  
41 Department for circumstances outside of the provider's control upon request by the provider.  
42 Requests must be received within the original 60 day deadline and be supported by

1 documentation, including Participant notification. Reimbursement may be reduced for delays in  
2 accordance with Section 8.503.40.A.5.f.vi.

3 1) If any changes to the approved scope of work are made without DOH or Department  
4 authorization, the cost of those changes will not be reimbursed.

5 2) Projects shall be completed within thirty (30) days of beginning work. Extensions of time  
6 may be granted by DOH or the Department for circumstances outside of the provider's  
7 control upon request by the provider. Requests must be received within the original 30  
8 day deadline and be supported by documentation, including Participant notification.  
9 Reimbursement may be reduced for delays in accordance with Section 8.503.40.A.5.f.vi.

10 8. 503.40.A.5.e.iv. The Home Accessibility Adaptation Provider shall provide a one-year written  
11 warranty on materials and labor from date of final inspection on all completed work and perform  
12 work covered under that warranty at provider's expense.

13 1) The Provider shall give the Participant or their guardian all manufacturer's or seller's  
14 warranties on completion of work.

15 8. 503.40.A.5.e.v. The Home Accessibility Adaptation Provider shall comply with the Home  
16 Modification Benefit Construction Specifications developed by the DOH, which can be found on  
17 the Department website, and with local, and state building codes.

18 8. 503.40.A.5.e.vi. A sample of Home Accessibility Adaptation projects set by the Department shall  
19 be inspected upon completion by DOH, a state, local or county building inspector in accordance  
20 with state, local, or county procedures, or a licensed engineer, architect, contractor or any other  
21 person as designated by the Department. Home Accessibility Adaptation projects may be  
22 inspected by DOH upon request by the Participant at any time determined to be reasonable by  
23 DOH. Participants must provide access for inspections.

24 1) DOH shall perform an inspection within fourteen (14) days of receipt of notification of  
25 project completion for sampled projects, or receipt of a Participant's reasonable request.

26 2) DOH shall produce a written inspection report within the time frame agreed upon in the  
27 Home Accessibility Adaptations work plan that notes the Participant's specific complaints.  
28 The inspection report shall be sent to the Participant, Case Manager, and provider.

29 3) Home Accessibility Adaptation providers must repair or correct any noted deficiencies  
30 within twenty (20) days or the time required by the inspection, whichever is shorter.  
31 Extensions of time may be granted by DOH or the Department for circumstances outside  
32 of the provider's control upon request by the provider. Requests must be received within  
33 the original 20 day deadline and be supported by documentation, including Participant  
34 notification. Reimbursement may be reduced for delays in accordance with Section  
35 8.503.40.A.5.f.vi.

36 8. 503.40.A.5.e.vii. Copies of building permits and inspection reports shall be submitted to DOH. In  
37 the event that a permit is not required, the Home Accessibility Adaptation Provider shall formally  
38 attest in their initial bid that a permit is not required. Incorrectly attesting that a permit is not  
39 required shall be a basis for non-payment or recovery of payment by the Department.

40 1) Volunteer work on a Home Accessibility Adaptation project approved by the  
41 Department shall be completed under the supervision of the Home Accessibility  
42 Adaptation Provider as stated on the bid.

1 a) Volunteer work must be performed according to Department prescribed  
2 processes and procedures found in this rule section 8.503.40.A.5.

3 b) Work performed by an unaffiliated party, such as, but not limited to,  
4 volunteer work performed by a friend or family Participant, or work  
5 performed by a private contractor hired by the Participant or family, must  
6 be described and agreed upon, in writing, by the provider responsible for  
7 completing the Home Accessibility Adaptation, according to Department  
8 prescribed processes and procedures found in this rule section  
9 8.503.40.A.5.

10 **8. 503.40.A.5.f REIMBURSEMENT**

11 8. 503.40.A.5.f.i Payment for Home Accessibility Adaptation services shall be the prior authorized  
12 amount or the amount billed, whichever is lower. Reimbursement shall be made in two equal  
13 payments.

14 8. 503.40.A.5.f.ii. The Home Accessibility Adaptation Provider may submit a claim for an initial  
15 payment of no more than fifty percent of the project cost for materials, permits, and initial labor  
16 costs.

17 8. 503.40.A.5.f.iii. The Home Accessibility Adaptation Provider may submit a claim for final payment  
18 when the Home Accessibility Adaptation project has been completed satisfactorily as shown by  
19 the submission of the following documentation to DOH:

20 1) Signed lien waivers for all labor and materials, including lien waivers from sub-  
21 contractors;

22 2) Required permits;

23 3) One year written warranty on materials and labor; and

24 4) Documentation in the Participant's file that the Home Accessibility Adaptation has been  
25 completed satisfactorily through:

26 a) Receipt of the inspection report approving work from the state, county, or local  
27 building, plumbing, or electrical inspector;

28 b) Approval by the Participant, guardian, representative, or other designee;

29 c) Approval by the home owner or property manager;

30 d) A final on-site inspection report by DOH or its designated inspector; or

31 e) DOH acceptance of photographs taken both before and after the Home  
32 Accessibility Adaptation.

33 8. 503.40.A.5.f.iv. If DOH notifies a Home Accessibility Adaptation Provider that an additional  
34 inspection is required, the provider may not submit a claim for final payment until DOH has  
35 received documentation of a satisfactory inspection report for that additional inspection.

36 8. 503.40.A.5.f.v. The Home Accessibility Adaptation Provider shall only be reimbursed for  
37 materials and labor for work that has been completed satisfactorily and as described on the

1 approved Home Accessibility Adaptation Provider Bid form or Home Accessibility Adaptation  
2 Provider Change Order form.

3 1) All required repairs noted on inspections shall be completed before the Home  
4 Accessibility Adaptation Provider submits a final claim for reimbursement.

5 2) If a Home Accessibility Adaptation Provider has not completed work satisfactorily, DOH  
6 shall determine the value of the work completed satisfactorily by the provider during an  
7 inspection. The provider shall only be reimbursed for the value of the work completed  
8 satisfactorily.

9 a) A Home Accessibility Adaptation Provider may request DOH perform one (1)  
10 reconsideration of the value of the work completed satisfactorily. This request  
11 may be supported by an independent appraisal of the work, performed at the  
12 provider's expense.

13 8. 503.40.A.5.f.vi. Reimbursement may be reduced at a rate of 1% (one percent) of the total project  
14 amount every seven (7) calendar days beyond the deadlines required for project completion,  
15 including correction of all noted deficiencies in the inspection report.

16 1) Extensions of time may be granted by DOH or the Department for circumstances outside  
17 of the provider's control upon request by the provider. Requests must be received within  
18 the original 7 day deadline and be supported by documentation, including Participant  
19 notification.

20 2) The Home Accessibility Adaptation reimbursement reduced pursuant to this subsection  
21 shall be considered part of the Participant's remaining funds.

22 8. 503.40.A.5.f.vii. The Home Accessibility Adaptation Provider shall not be reimbursed for the  
23 purchase of DME available as a Medicaid state plan benefit to the Participant. The Home  
24 Accessibility Adaptation Provider may be reimbursed for the installation of DME if such  
25 installation is outside of the scope of the Participant's DME benefit.

26