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# **Overview of 1915 (c) Comprehensive Home and Community-Based Services (HCBS) Waiver “Amendment 03”**

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**February 15, 2018**

# Purpose of Today's Session...

...review “Amendment 03” of the OPWDD 1915(c) Comprehensive HCBS Waiver to help stakeholders focus their review on the sections of the Waiver that are most important to them.



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# Today's Topics

Where Can I Find the Waiver Language?

- OPWDD Website
- OPWDD Regional Offices (DDRROs)

Public Comment

- When is the Comment Period?
- How Can I Submit My Comments?

Overview of Changes

- Rate Setting Proposals
- HCBS and Care Management Transition



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# Where Can I Find the Waiver?

## OPWDD Website

- Proposed Waiver Amendment 03 (proposed effective April 1, 2018)
- [http://www.opwdd.ny.gov/opwdd\\_services\\_supports/people\\_first\\_waiver/HCBS\\_waiver\\_services](http://www.opwdd.ny.gov/opwdd_services_supports/people_first_waiver/HCBS_waiver_services)

## OPWDD Regional Offices

- Hard copies of the Proposed Amendment 03 are available at all 14 OPWDD DDROs
- [http://www.opwdd.ny.gov/welcome-front-door/Front\\_Door\\_Contact\\_Numbers](http://www.opwdd.ny.gov/welcome-front-door/Front_Door_Contact_Numbers)



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# Public Comment

## When is the Comment Period?

- “Amendment 03” was posted to OPWDD Website on February 14, 2018.
- Written comments accepted through March 19, 2018.

## How Can I Submit My Comments?

- Mail To: OPWDD  
Attention: Division of Person-Centered Supports,  
44 Holland Ave, 5th Floor  
Albany, NY 12229
- E-mail:  
[Peoplefirstwaiver@opwdd.ny.gov](mailto:Peoplefirstwaiver@opwdd.ny.gov)



# Effective Date and Sunset Date

**April 1, 2018:**  
Proposed  
Effective Date  
of “Amendment  
03”

**June 30, 2018:**  
Sunset of  
1915(c) Waiver

**July 1, 2018:**  
HCBS will  
continue under  
the NYS 1115  
Waiver



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# Overview of Changes

## Rate Setting Proposals



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# Rate Setting Proposals

- Transportation Costs for Day Habilitation and Prevocational Services
- Revision to Higher-Needs Funding for Supervised Residential Habilitation and Day Habilitation
- Supervised Residential Habilitation Occupancy Adjustment



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# Rate Setting Proposals

## Transportation Costs for Day Hab and Pre Voc

- Proposal to update the base period for the Consolidated Fiscal Report (CFR) fiscal year filers to more accurately reflect transportation costs by utilizing a cost report closer to the effective rate period for Day Hab and Pre Voc -- based upon provider feedback.
- Addendum A
- Pages 274, 316-317 and 333



# Rate Setting Proposals

## Higher-Needs Funding Revision

- Seeking federal funding above “cap” that was established in “Amendment 02” for Supervised Residential Habilitation and Day Habilitation
- Addendum A
- Pages 368-372

## Occupancy Adjustment Supervised Res Hab

- Request to adjust CFR used for calculating the Supervised Residential Habilitation occupancy adjustment to allow for more timely rate development
- Addendum A
- Pages 276-277 and 327-328



# Overview of Changes

## HCBS and Care Management Transition



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# OPWDD Transition

- The Conflict of Interest (COI) Transition Plan approved by the Centers for Medicare and Medicaid Services (CMS) in “Amendment 01”/“Amendment 02” has now been aligned with the draft NYS 1115 Waiver application and draft Transition Plan
  - Pages 138-139

- The draft 1115 Waiver and draft Transition Plan are available on the DOH website at:

[https://www.health.ny.gov/health\\_care/medicaid/program/medicaid\\_health\\_homes/idd/draft\\_idd\\_1115\\_waiver.htm](https://www.health.ny.gov/health_care/medicaid/program/medicaid_health_homes/idd/draft_idd_1115_waiver.htm)



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# OPWDD Transition

- OPWDD published a timeline of previous stakeholder outreach related to the 1915(c) Waiver to 1115 Waiver transition on our website at:  
[http://www.opwdd.ny.gov/opwdd\\_services\\_supports/people\\_first\\_waiver/HCBS\\_waiver\\_services](http://www.opwdd.ny.gov/opwdd_services_supports/people_first_waiver/HCBS_waiver_services)
  - August 1, 2016 – Public comment period for “Amendment 01”
  - June 14, 2017 – Public notice regarding transition of OPWDD HCBS from the 1915(c) Waiver authority to the 1115 Waiver authority
  - July 25, 2017 – Public comment period on the OPWDD I/DD Amendment to the 1115 MRT Waiver
  - December 5, 2017 – Public comment period on the draft OPWDD/DOH Transition Plan for HCBS and Care Management



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# OPWDD Transition

- On June 30, 2018:
  - 1915(c) Waiver will sunset, prior to this date, a letter will be sent to individuals enrolled in the HCBS Waiver notifying them of the change in federal Waiver authorities from the 1915(c) to 1115 in May 2018
  - Plan of Care Support Services (PCSS) will sunset
  - Under the 1115 Waiver, individuals will receive comprehensive care management via the Care Coordination Organization (CCO), individuals who do not wish to receive comprehensive care management services and need less support from a Care Manager will receive Basic HCBS Plan Support



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# OPWDD Transition

- Effective July 1, 2018:
  - HCBS will transition to the 1115 Waiver authority
  - Care Management Services will transition to the 1115 Waiver and Health Home State Plan authorities
    - Health Home State Plan – Health Home Care Management provided by CCO
    - 1115 Waiver – Basic HCBS Plan Support for those that decline comprehensive care management services



# Questions/Discussion

- PowerPoint Presentation will be distributed to all who registered for this WebEx
- PowerPoint and Q&A will be posted to the OPWDD website
- Contact Us: People First Waiver Mailbox [peoplefirstwaiver@opwdd.ny.gov](mailto:peoplefirstwaiver@opwdd.ny.gov)



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