

New Home and Community-Based Services Regulations Impacting Change in Idaho

The Centers for Medicare and Medicaid Services (CMS) published regulations in January 2014, which became effective on March 17, 2014, implementing new requirements for Medicaid 1915(c), 1915(i), and 1915(k) Home and Community-Based Services (HCBS) waivers. The purpose of the regulation is to ensure that individuals receive Medicaid HCBS in settings that are integrated in and support full access to the greater community and that the individual's role in service planning is optimized.

Idaho Medicaid will be promulgating rule changes in order to move our HCBS system into full compliance with these new regulations. These changes will include new sections of rule describing the required qualities of provider owned or controlled residential settings and non-residential settings where HCBS are delivered, in addition to changes to the person-centered planning process and the written service plan.

We invite you to attend our negotiated rulemaking session on June 26th, 2015. Detailed information for joining the meeting is listed on the next page. If you would like more information on the work that Idaho Medicaid has undertaken to move Idaho into compliance with these regulations, please visit www.HCBS.dhw.idaho.gov.

IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE

16.03.10 - MEDICAID ENHANCED PLAN BENEFITS

DOCKET NO. 16-0310-1501

NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING

AUTHORITY: In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 56-202, 56-203, 56-250 through 56-257, and 56-260 through 56-266, Idaho Code.

MEETING SCHEDULE: Public meetings for negotiated rulemaking will be held as follows.

Friday, June 26, 2015 2:00 p.m. (PDT) / 3:00 p.m. (MDT)
ORIGINATING LOCATION
Idaho Department of Health and Welfare Medicaid Central Office 3232 W. Elder Street Conference Room D-West/East Boise, ID

PARTICIPATION BY TELECONFERENCE

For those who are unable to participate at any of the video conferencing locations:
Call: 1-(888)-706-6468
At Prompt enter Participant Code: 797069

VIDEO CONFERENCING LOCATIONS	
Region I Office – Coeur d’Alene 1120 Ironwood Dr., Suite 102 FACS Large Conference Room Coeur d’Alene, ID	Region II Office – Lewiston 1118 “F” Street 1st Floor Conference Room Lewiston, ID
Region V Office – Twin Falls 601 Pole Line Road FACS Conference Room B Twin Falls, ID	Region VII Office – Idaho Falls 150 Shoup Avenue Room 240 Idaho Falls, ID

Each meeting site will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the meeting, to the agency address below.

METHOD OF PARTICIPATION: Persons wishing to participate in the negotiated rulemaking may do any of the following:

1. Attend the negotiated rulemaking meetings and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to the following, on or before July 8, 2015.

Medicaid Central Office
Idaho Department of Health and Welfare
Attn: Stephanie Perry
PO Box 83720
Boise, ID 83720-0036
FAX: (208) 332-7286

Hand Deliver to:
3232 W. Elder Street
Boise, ID 83705

DESCRIPTIVE SUMMARY: The following is a nontechnical explanation of the substance and purpose of the rulemaking:

New regulations for Home and Community Based Waiver Services (HCBS) were published by the Department of Health and Human Services Centers for Medicare and Medicaid Services (CMS) and became effective on March 17, 2014. These new regulations require Idaho Medicaid to identify and revise HCBS program guidelines to ensure compliance with the new regulations related to HCBS service settings and HCBS person-centered planning. The Department is seeking input from stakeholders to develop the necessary rule revisions.

CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning this negotiated rulemaking, contact Stephanie Perry at (208) 364-1878 or email at PerryS@dhw.idaho.gov.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the contact person named above and must be delivered on or before July 8, 2015.

DATED this 8th Day of May, 2015.

Tamara Prisock
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