



Department of Health Care Policy and Financing

PUBLIC NOTICE

August 10, 2014

HCBS Final Rule Transition Plan

On March 17th, 2014 the Centers for Medicare and Medicaid Services (CMS) enacted a final Federal rule at 42 CFR Sections 441.301(c)(4) and (6) and 441.710(a)(1) and (3) to ensure individuals receiving Long Term Services and Supports through Home and Community-Based Services (HCBS) programs have full access to the greater community and reside in home-like residencies.

In order to satisfy the Federal rule requirement, states must submit a state transition plan to meet new Federal criteria for all relevant HCBS programs under Sections 1915(c), 1915(k) and 1915(i) of the Social Security Act. This plan will outline how the final rule will be implemented over the next five years.

BACKGROUND OF PLAN

The Colorado State Department of Health Care Policy and Financing will be submitting a large statewide plan to CMS on September 30th, 2014.

The proposed transition plan outlines the Department's process and timelines for working with clients, stakeholders, providers, and other interested parties to implement requirements of the final rule for all Home and Community-Based Services.

INDIVIDUALIZED WAIVER TRANSITION PLANS AND AMENDMENTS

The Colorado State Department of Health Care Policy and Financing will also be submitting individualized waiver transition plans for some of its Home and Community Based Service waivers along with several other items in upcoming waiver amendments. These finalized materials will be submitted to CMS after public comment on September 30th, 2014. The following waivers are being amended:

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

SUBMITTING COMMENT

- The Department will have a draft of the large statewide transition plan available for public comment from August 10th to September 10th. The plan will be posted on the Department's website and found here <http://www.colorado.gov/cs/Satellite/HCPF/HCPF/1223894303509>

- The Department will have a draft of the waiver amendments (including transition plans) for public comment from August 20th to September 19th. The plan will be posted on the Department's website and found here <http://www.colorado.gov/cs/Satellite/HCPF/HCPF/1223894303509>
- Individuals may request draft transition plan materials via email at HCBS_Rules_Submission@state.co.us
- Comments regarding the draft transition plan can be emailed directly to HCBS_Rules_Submission@state.co.us
- Comments can also be addressed to the following:
ATTN: HCBS Transition
1570 Grant Street
Denver, CO 80203
- All comments will be maintained and responses provided in a regularly updated listening log kept on the Department's website found <http://www.colorado.gov/cs/Satellite/HCPF/HCPF/1223894303509>.
- The Department commits to incorporating comments, concerns, and suggestions into the proposed transition plan when possible.