



**CABINET FOR HEALTH AND FAMILY SERVICES
DEPARTMENT FOR MEDICAID SERVICES**

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Governor

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**Public Notice
Public Comment Period for 1915(c) Home and Community Based Waivers
December 11, 2018**

The Cabinet for Health and Family Services (the Cabinet) Department for Medicaid Services (the Department) is giving notice of the formal public comment period for amendments to the Commonwealth's 1915(c) Home and Community Based Services (HCBS) waivers. The Department is amending all six (6) HCBS waivers:

- Acquired Brain Injury (ABI)
- Acquired Brain Injury Long Term Care (ABI LTC)
- Home and Community Based (HCB)
- Model II Waiver (MWII)
- Michelle P. Waiver (MPW)
- Supports for Community Living (SCL).

The Department will accept comments for a thirty (30) day period beginning January 7, 2019 and ending February 6, 2019 at 11:59PM. The formal public comment period is in accordance with 42 CFR 441.304(f), a Centers for Medicare and Medicaid Services (CMS) requirement to ensure all states engage their stakeholders before submitting substantive waiver changes to CMS for approval.

The amended 1915(c) HCBS waiver applications will be available online at <https://chfs.ky.gov/agencies/dms/dca/Pages/default.aspx> by the **close of business on January 7, 2019**. Each waiver will have its own amendment, so there will be six (6) amendment documents posted. There will also be summaries available describing the amendments to all six (6) waivers.

The Department will conduct a series of web-based meetings, called webinars, early in the public comment period to educate stakeholders on the proposed amendments. To attend a webinar you will need a computer, tablet or smartphone with access to the internet. The meeting topics, dates, times, and information on how to attend are listed on the next page.

Webinar Topic	Date	Time
Explanation of the Official Public Comment Period	January 7	10am – 11am Eastern
Assessment Process/Waitlist Policy	January 7	2:30pm – 3:30pm Eastern
Person-Centered Planning Process and Case Manager Role	January 8	1pm – 2pm Eastern
Service Definitions and Limits	January 9	11am – 12pm Eastern
Grievance and Appeals	January 10	10am – 11 am Eastern
Participant Directed Services (PDS) Policies	January 11	10am – 11am Eastern
Critical Incident Reporting, Investigations and Participant Safety	January 14	1pm – 2pm Eastern

**Please note: This Public Notice was edited on December 14, 2018 to reflect the addition of the “Explanation of the Official Public Comment Period” webinar and the time change of the “Assessment Process/Waitlist Policy” webinar.*

Webinar Access Information

To attend each webinar, you need to go to the following link:

<http://chfs.adobeconnect.com/hcbs2019webinars/>

After logging in, you can listen to the meeting through your computer speakers. If you prefer, you can listen to the meeting over the phone by dialing into the audio conference and entering the following information:

Conference Line: 1-877-746-4263

Participant Code: 2210534

You can log into the webinar up to thirty (30) minutes before it is scheduled to start. You will find detailed instructions on logging into the webinar at the end of this notice. The Department will also record all webinars and post them to

<https://chfs.ky.gov/agencies/dms/dca/Pages/default.aspx> to allow stakeholders to view them at their convenience.

The Department is dedicated to recognizing and considering stakeholder input at any time. It is important to note that the Department is continuously accepting comments about the waiver redesign process. During the formal comment period, **comments submitted between January 7, 2019 and February 6, 2019 will be considered “official public comment”**. These comments will be publicized and responded to through the public comment process with CMS. Comments submitted outside of this timeframe will be addressed through either a regularly updated Frequently Asked Questions (FAQs) document or Department staff interaction.

To submit an official public comment during the formal public comment period, please use one of the following methods of submission:

- 1) Email: Please submit comments by email to MedicaidPublicComment@ky.gov
- 2) Phone: Please contact Misty Peach at (502) 564-7540. She will notate your comments and provide them for review.
- 3) Mail: Department for Medicaid Services
Attn: Public Comment
275 E. Main St., 6W-B
Frankfort, KY 40621

For the formal public comment period, please provide the following information with your submission.

1) Contact Information

- If you are **commenting as an individual**, please submit identifying or contact information.
- If you are **commenting on behalf of a provider**, please include the provider name and the contact information.
- If you are **commenting on behalf of an organization or association**, include the organization's name and your contact information.

2) Waiver

- Please indicate which waiver(s) you are commenting on.

3) Comment

- You may submit general comments or comments on specific areas of the waiver. Please be clear about the areas you are commenting on.
- **Do not include personal health information in your comments. Your comments may be shared publicly**

You can request this document, the amended waiver applications, or a summary in paper form by contacting Misty Peach at the phone number listed above.

Copies of this public notice are also available at each county's Department for Community Based Services (DCBS) office. For the address of your county's DCBS office, please see http://prdweb.chfs.ky.gov/Office_Phone/index.aspx.