

HCBS Waiver Amendment & Renewal Process

2022 SPECIAL COMMITTEE ON INTELLECTUAL AND DEVELOPMENTAL DISABILITY WAIVER MODERNIZATION

Mandy Flower, Interim Commissioner of Long Term Services & Supports,
Kansas Department for Aging & Disability Services
November 1st, 2022

Home and Community Based Services

Waiver Renewal Process



Stakeholder engagement

Fiscal and programmatic impacts of feedback analyzed.


Impacts written into the Waiver

Waiver reviewed by KDHE

Comment Period (Tribal and Public)

Home and Community Based Services

Waiver Renewal Process

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- Edits made to the waiver after review of comments**
 - Review by KDHE**
 - Submitted to CMS**
 - Request for Additional Information (RAI) provided by/to CMS**
 - Revisions to the waiver made as a result of the RAI**
 - Waiver Renewal Approved**

Home and Community Based Services

Current I/DD Waiver Renewal Timeline

January – April 2023

- Analyze fiscal and programmatic impacts from stakeholder feedback

September 2023

- KDHE Review
- Provide proposed changes to CMS

October 2023

- Public comment period

Home and Community Based Services

Current I/DD Waiver Renewal Timeline

December 2023

- Public comments compiled and changes made to waiver
- KDHE Review

January 2024

- Language submitted to CMS
- Proposed waiver posted to KDADS Website
- 90-day clock and RAIs
- Revisions made as needed

July 2024

- Approval
















Kansas Waiver Amendments

KDADS Timeline for Completion

	Task Mode	Task Name	Duration	Start	Finish	Predecessors	% Work	Resource Names
0		Kansas Waiver Amendments 2022	529 days	Tue 10/26/21	Fri 11/3/23		4%	
1		Stage 1 - Telehealth, Paid Caregiver, Assistive Services and Performance Measures	399 days	Tue 10/26/21	Fri 5/5/23		6%	
2		All Waiver Amendment and Implementation	399 days	Tue 10/26/21	Fri 5/5/23		6%	
3		Waiver Amendment	309 days	Tue 10/26/21	Mon 1/2/23		7%	
4		Amendment Language Research and Draft	138 days	Tue 10/26/21	Thu 5/5/22		11%	
5		Language Research, Drafts	92 days	Tue 10/26/21	Wed 3/2/22		18%	HCBS Quality Coordinator
6		Telehealth research - Priority 1	50 days	Tue 10/26/21	Mon 1/3/22		25%	HCBS Quality Coordinator[102%]
7		Paid family caregiver research - Priority 1	50 days	Tue 10/26/21	Mon 1/3/22		40%	HCBS Director
8		Assistive Service research - Priority 2 (Stage 2)	50 days	Tue 10/26/21	Mon 1/3/22		40%	Project Oversight Mgr.
9		Performance Measures - Priority 1	25 days	Thu 1/27/22	Wed 3/2/22		0%	Amy Penrod (Commissioner), FISC
10		Program's Crosswalk and Recommendations	10 days	Thu 1/27/22	Wed 2/9/22		0%	HCBS Quality Coordinator
11		FISC Crosswalk and Recommendations	10 days	Thu 1/27/22	Wed 2/9/22	10SS	0%	FISC
12		Final Crosswalk (FISC, Programs)	10 days	Thu 2/10/22	Wed 2/23/22	11	0%	Amy Penrod (Commissioner), FISC, HCBS Director
13		Presentation to TA Group	5 days	Thu 2/24/22	Wed 3/2/22	12	0%	Amy Penrod (Commissioner)
14		Workgroups and TA Engagement	41 days	Tue 1/4/22	Tue 3/1/22	6	0%	HCBS Director
15		Budget Enhancement Check - 1	1 day	Wed 3/2/22	Wed 3/2/22	14	0%	FISC
16		FISC	87 days	Tue 1/4/22	Wed 5/4/22		0%	FISC
17		Fiscal Impact	41 days	Tue 1/4/22	Tue 3/1/22	6	0%	HCBS Director, HCBS Quality Coordinator
18		Language Drafts Review and Revision - Final	5 days	Wed 3/2/22	Tue 3/8/22	17	0%	Amy Penrod (Commissioner), FISC
19		FISC - Appendix J (FISC)	45 days	Wed 3/2/22	Tue 5/3/22	18SS	0%	FISC
20		Budget Enhancement Check - 2	1 day	Wed 5/4/22	Wed 5/4/22	19	0%	FISC
21		Final LTSS and FISC Review (Leadership) - GO/NO-GO Required	2 days	Wed 5/4/22	Thu 5/5/22	19	0%	FISC
22		Amendment Process	171 days	Thu 5/5/22	Mon 1/2/23		0%	HCBS Director
23		Start of the Amendment Process	0 days	Thu 5/5/22	Thu 5/5/22	21	0%	HCBS Director
24		Amendment Drafts in CMS Portal for KDHE to Review	2 days	Fri 5/6/22	Mon 5/9/22	23	0%	HCBS Director
25		Tribal Notices and Tribal Commentary Period	45 days	Fri 5/6/22	Thu 7/7/22	23	0%	HCBS Quality Coordinator, KDHE Rep.
26		Notice in Kansas register, listserv	10 days	Fri 5/6/22	Thu 5/19/22	25SS	0%	KDHE Rep

Kansas Waiver Amendments

KDADS Timeline for Completion

27			Public Comment Period	35 days	Fri 5/20/22	Thu 7/7/22	26	0%	HCBS Director
28			Consolidate and Review Public comments	5 days	Fri 7/8/22	Thu 7/14/22	27	0%	Anita (Admin), Project Oversight Mgr.
29			Interagency Review (KDHE)/Final Legal/Leadership Review	5 days	Fri 7/15/22	Thu 7/21/22	28	0%	Amy Penrod (Commissioner), HCBS Di
30			Waiver in CMS Portal - Submit	2 days	Fri 7/22/22	Mon 7/25/22	29	0%	HCBS Director
31			Final approval (Proposed Effective Date)	70 days	Tue 7/26/22	Mon 10/31/22	30	0%	CMS
32			Amendment APPROVED	0 days	Mon 10/31/22	Mon 10/31/22	31	0%	
33			Amendment Effective	0 days	Mon 1/2/23	Mon 1/2/23		0%	
34			▸ Manual Update	144 days	Fri 5/6/22	Wed 11/23/22	5FS-4 days	0%	
39			▸ Policy Change	122 days	Tue 11/1/22	Wed 4/19/23		0%	
48			▸ Training and Implementation	90 days	Mon 1/2/23	Fri 5/5/23		0%	
50			▸ Stage 2 - Day Supports	391 days	Fri 5/6/22	Fri 11/3/23		0%	

KDADS/KDHE Current Renewals & Amendments

CMS will not allow amendments to a waiver when it is in renewal process or amendment process

- Currently all 7 Kansas Waivers are in renewal or amendment process

AUTISM/SED renewals-April

- Extended to December 26th

Current Waiver Amendments

- Goal Date-January 2023.
- KDADS/KDHE believe amendment approval timeline will be later than goal date.