



STATE OF OKLAHOMA  
OKLAHOMA HEALTH CARE AUTHORITY

I/T/U Public Notice 2018-05

June 13, 2018

**RE: Amendments to ADvantage Waiver, Medically Fragile Waiver, Community Waiver, Homeward Bound Waiver, and the In-Home Supports Waiver for Adults and Children**

Dear Tribal Representative,

The State is seeking to invoke the expedited (14 days) consultation as authorized under the state plan on behalf of the Oklahoma Department of Human Services (DHS) regarding amendments to the following 1915 (c) waivers: ADvantage Waiver, Medically Fragile Waiver, Community Waiver, Homeward Bound Waiver, and the In-Home Supports Waiver for Adults and Children.

**Enclosed are summaries of the currently proposed rule, state plan, and waiver amendments for your review. The summaries describe the purpose of each change.**

The proposed changes will be reviewed at the tribal consultation meeting on June 22<sup>nd</sup>, 2018 at 11 a.m. in the OHCA Board Room at the OHCA's office, located at 4345 N Lincoln, Oklahoma City, OK. The OHCA invites you to attend this meeting, and we welcome any comments you may have. The agency is committed to active communication with Tribal Governments during the decision-making and priority-setting process and therefore keeps you apprised of all proposed changes.

Please note, that these are only proposed changes and have not yet taken effect. Before implementation, new changes must obtain budget authorization, the OHCA Board approval, and when applicable, federal approval and the governor's approval.

Additionally, the OHCA posts all proposed changes on the agency's [Policy Change Blog](#) and the [Native American Consultation Page](#). This public website is designed to give all constituents and stakeholders an opportunity to review and make comments regarding upcoming changes. To ensure that you stay apprised of proposed changes, you may sign up for web alerts for the page to be automatically notified when any new proposed changes are posted for comment.

If you have any questions or comments about the proposed changes, please use the online comment system found on the [Policy Change Blog](#) and/or the [Native American Consultation Page](#).

Sincerely,

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Dana Miller  
Director, Tribal Government Relations

## **Proposed Rule, State Plan, and Waiver Amendments**

**Home Health Durable Medical Equipment (DME)** — The proposed revisions will amend the following 1915(c) waivers (AD*van*tage Waiver, Medically Fragile Waiver, Community Waiver, Homeward Bound, In-Home Supports Waiver for Adults & Children) to remove certain DME supplies as an approved waiver benefit in order to comply with federal home health regulation.

**AD*van*tage Waiver Amendment** — Pursuant to House Bill 3708, the Oklahoma Department of Human Services is increasing certain provider rates for the AD*van*tage program. These include a 7% rate increase for AD*van*tage direct care, case management and State Plan personal care. The AD*van*tage waiver serves older adults and persons with disabilities who reside in a community setting.

**Homeward Bound Waiver Amendment** — The Oklahoma Department of Human Services is seeking to amend the Homeward Bound Waiver. The Homeward Bound Waiver serves individuals with Intellectual Disabilities who have been certified by the United States District Court for the Northern District of Oklahoma as a member of the Plaintiff Class in Homeward Bound et al., Case No. 85-C-437-e. The specific changes include an update of the estimated cost of the waiver for years 3-5 as a result of DHS rate increases, as well as an update to the number of unduplicated participants served through the waiver for years 3-5.

**Community Waiver Amendment** — The Oklahoma Department of Human Services is seeking to amend the Community Waiver. The Community Waiver serves individuals with Intellectual Disabilities beginning at age three. The specific changes include an update of the estimated cost of the waiver for years 3-5 as a result of DHS rate increases, as well updating to the number of unduplicated participants served through the waiver for years 3-5.

**In-Home Supports Waiver for Children** — The Oklahoma Department of Human Services is seeking an amendment to the In-Home Supports Waiver for Children (IHSW-C). The IHSW-C serves individuals with intellectual disabilities ages 3 through 17. The specific changes being proposed include an updated estimate cost for waiver years 2-5, an updated number of unduplicated participants served through the waiver for years 2-5 as well as, an increase in the individual cost limit as a result of DHS rate increase. Currently, the cost limit is \$13,844.00 per member, per plan of care year. The cost limit being proposed will increase the amount to \$14,825.00.

**In-Home Supports Waiver for Adults** — The Oklahoma Department of Human Services is seeking an amendment to the In-Home Supports Waiver for Adults (IHSW-A). The IHSW-A serves individuals with intellectual disabilities age 18 and over. The specific changes being proposed include an updated estimate of cost for waiver years 2-5 as a result of DHS rate increase, an updated number of unduplicated participants served through the waiver for years 2-5 as well as, an increase in the individual cost limit as a result of DHS rate increase. Currently, the cost limit is \$20,761.00 per member, per plan of care year. The cost limit being proposed will increase the amount to \$22,235.00.