



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

**Steven L. Beshear**  
Governor

275 East Main Street, 6W-A  
P: (502) 564-4321  
F: (502) 564-0509  
Frankfort, KY 40621  
[www.chfs.ky.gov](http://www.chfs.ky.gov)

**Audrey Tayse Haynes**  
Secretary

**Lawrence Kissner**  
Commissioner

**MEMORANDUM**

**To:** Home Health Providers (PT #34; PL #A-114)  
Home & Community Based Waiver Service Providers (PT #42; PL #A-2)  
Adult Day Care Providers (PT #43; PL #A-42)

**From:** Lawrence Kissner, Commissioner 

**Date:** October 7, 2014

**Subject:** Survey of Non-Residential Waiver Providers

The Centers for Medicare and Medicaid Services (CMS) has adopted new final federal regulations which address home and community based setting requirements for Medicaid 1915(c) waivers, as well as various state plan options for providing Medicaid home and community based services. In order to plan for implementation of these rules in Kentucky, the Department for Medicaid Services is collecting information pertinent to the new requirements in the final rules from all non-residential waiver providers. This information is needed to determine how our current waiver services align with the new regulation.

Please go to <https://deloitteurvey.deloitte.com/Community/se.ashx?s=3FC11B2619EBA594> to complete a required survey on these items no later than October 22, 2014. The purpose of collecting the survey data is informational only—it is not intended to be a monitoring tool for waiver services.

CMS realizes that not all states' waiver programs currently comply with the new federal regulation, so they have instituted a transition process and a time period of up to five years for all the home and community based services within each state to comply with the new setting requirements. If you would like to review the federal regulation, you may access it at <http://www.gpo.gov/fdsys/pkg/FR-2014-01-16/pdf/2014-00487.pdf> CMS has also developed a series of fact sheets about the new regulation, which are available at <http://www.cms.gov/Newsroom/MediaReleaseDatabase/Fact-sheets/2014-Fact-sheets-items/2014-01-10-2.html>. These fact sheets explain the transition process and time period for state compliance, as well as summarizing the provisions of the regulation.

If you have questions about this survey, or the new federal regulation, please contact [Leslie.Hoffmann@ky.gov](mailto:Leslie.Hoffmann@ky.gov) or 502-564-7540 Ext 2122.

Thank you very much for your assistance in completing this survey.

cc: Mary Begley, Commissioner, Department for Behavioral Health, Developmental and Intellectual Disabilities  
Deborah Anderson, Commissioner, Department for Aging and Independent Living  
Leslie Hoffmann, Director, Division of Community Alternatives / DMS