The Secretary for Health Services
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PAUL E. PATTON
GOVERNOR

MARCIA R. MORGAN
SECRETARY

March 31, 2003

Acquired Brain Injury Waiver Provider Letter #A-2

Dear Acquired Brain Injury Waiver Provider:

The Department for Medicaid Services has revised the Administrative Regulation 907 KAR 1:022. Implementation is scheduled for April 4, 2003.

The changes in this administrative regulation more clearly define the provisions relating to Nursing Facility level of care criteria to ensure only the most acutely ill or medically needy individuals qualify for Nursing Facility services.

These revisions will give consideration to the medical diagnosis, age-related dependencies, care needs, personnel required to meet these needs, and the feasibility of meeting these needs through alternative institutional or non-institutional services. The Department has more clearly established the "floor" Nursing Facility level of care criteria to eliminate the inconsistency and confusion of overlapping Personal Care level of care criteria.

You may obtain a copy of the 907 KAR 1:022E regulation at the LRC website: www.lrc.state.ky.us/kar. If you have any questions or need additional information, please do not hesitate to contact me.

Sincerely,

Marcia R. Morgan
Secretary

MRM/jdm