

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop S2-14-26
Baltimore, Maryland 21244-1850



Disabled & Elderly Health Programs Group

February 10, 2023

Kelly Cunningham, Administrator
Department of Healthcare and Family Services
201 S. Grand Avenue, 3rd Floor
Springfield, Illinois 62763

Dear Administrator Cunningham:

The Centers for Medicare & Medicaid Services (CMS) is granting Illinois approval of the electronic visit verification (EVV) good faith effort exemption request for Home Health Care Services (HHCS). CMS has determined that your state's request is in accordance with [12006\(a\)\(4\)\(B\)](#) of the 21st Century Cures Act (Cures Act). Specifically, your state has made a good faith effort to comply with EVV requirements by selecting an Open Vendor Model, negotiating a contract with a vendor, setting implementation timeframes for piloting the EVV system and for updating the existing EVV system in the state.

In addition, your state has encountered unavoidable delays when implementing its EVV system, including contract execution issues due to technical issues with the state's Office of the Comptroller.

Because your state has sufficiently demonstrated it has made a good faith effort to comply with EVV requirements and has encountered unavoidable delays, CMS will not apply federal medical assistance percentage (FMAP) reductions in calendar year 2023. Please be advised that the Cures Act provision on good faith effort exemptions does not provide CMS with authority to delay the FMAP reductions for more than one year. If you have any questions please email EVV@cms.hhs.gov.

Sincerely,

Ryan Shannahan, Deputy Director
Division of Long-Term Services and Supports