

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



**Disabled and Elderly Health Programs Group**

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October 3, 2022

Tracy Johnson  
Medicaid Director  
Department of Health Care Policy and Financing  
1570 Grant Street  
Denver, Colorado 80128

Dear Ms. Johnson:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving Colorado's request to amend the following 1915(c) Home and Community-Based Services (HCBS) waivers with the Emergency Preparedness and Response Appendix K in order to respond to the COVID-19 pandemic:

WAIVER TITLE	CMS AMENDMENT CONTROL NUMBER
Brain Injury (HCBS-BI) waiver	CO.0288.R06.02
Community Integrative Health (HCBS-CIH) waiver	CO.0961.R02.15
Elderly, Blind and Disabled (HCBS-EBD) waiver	CO.0006.R09.02
Community Mental Health Supports (HCBS-CMHS) waiver	CO.4180.R05.20
Supported Living Services (HCBS-SLS) waiver	CO.0293.R05.21
Children Home and Community Based Services (CHCBS) waiver	CO.4157.R06.20
Children's Extensive Supports (HCBS-CES) waiver	CO.0268.R06.02
Children with Life-Limiting Illness (HCBS-CLLI) waiver	CO.0450.R03.13
Children's Habilitation Residential Program (HCBS-CHRP) waiver	CO.0305.R05.20
Developmental Disabilities (HCBS-DD) waiver	CO.0007.R08.20

The state's approved Appendix K is effective March 10, 2020 through six months after the end of the federal public health emergency (PHE) for COVID-19. The amendments that the state has requested in the Appendix K are additive to those previously approved; they apply in all locations served by the individual waivers for anyone impacted by COVID-19. CMS acknowledges the purpose of the amendments is to allow residential services to be provided in out-of-state settings for the HCBS-BI waiver, effective July 1, 2022; authorize longevity and retention bonuses for case managers for all ten HCBS waivers, effective December 1, 2022; and modify the provider qualifications and licensing requirements for Home Delivered Meals services to allow out of state entities, effective January 1, 2021.

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The state has identified its intent to use money realized from section 9817 of the American Rescue Plan (ARP) for actions within the Appendix K. Approval of this action does not constitute approval of the state's spending plan. The state must have an approved spending plan in order to use the money realized from section 9817 of the ARP.

We have included the approved Appendix K pages with this correspondence. Please utilize the waiver management system for HCBS waivers for any further amendments to these waiver programs other than the Appendix K.

If you need assistance, feel free to contact Daphne Hicks of my staff at 214-767-6471 or by e-mail at [Daphne.Hicks@cms.hhs.gov](mailto:Daphne.Hicks@cms.hhs.gov) or Marge Sciulli at 410-786-0691 or by e-mail at [Margherita.Sciulli@cms.hhs.gov](mailto:Margherita.Sciulli@cms.hhs.gov).

Sincerely,

Alissa Mooney DeBoy  
Director, DEHPG

Enclosure