

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

August 9, 2021

Michelle Probert, Director
Office of Maine Care Services
109 Capitol Street
Augusta, ME 04333

Dear Ms. Probert:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving Maine'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
Home and Community-Based Services for Adults with Other Related Conditions waiver	ME.0995.R01.09
Home and Community Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder waiver	ME.0159.R07.05
Support Services for Adults with Intellectual Disabilities or Autism Spectrum Disorder waiver	ME.0467.R02.08

The amendments that the state has requested in the Appendix K are additive to those previously approved and are effective from March 1, 2020 to six months after the end of the federal public health emergency (PHE) for COVID-19; they apply in all locations served by the individual waivers for anyone impacted by COVID-19. CMS acknowledges the effective date to begin the changes for Community Membership services is July 1, 2021, and the end dates are as identified in the Appendix K.

Please note the guidance issued in the December 22, 2020 State Health Official Letter ([SHO](#)); specifically, the requirement for advance notice of beneficiaries. When closing an Appendix K or ending an Appendix K flexibility prior to the end date of the Appendix K, the requirement for advance notice of beneficiaries applies. More details can be found on pages 11-12 of the SHO. 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 Appendix K.

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CMS reminds the state that the state must have an approved spending plan in order to use the money realized from section 9817 of the American Rescue Plan (ARP). Approval of this action does not constitute approval of the state's spending plan.

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 or Mary Marchioni at 303-844-7094 or by e-mail at mary.marchioni@cms.hhs.gov.

Sincerely,

Alissa Mooney DeBoy
Director, DEHPG

Enclosure