

# APPENDIX K: Emergency Preparedness and Response and COVID-19 Addendum

## Background:

This standalone appendix may be utilized by the state during emergency situations to request amendments to its approved waiver, to multiple approved waivers in the state, and/or to all approved waivers in the state. It includes actions that states can take under the existing Section 1915(c) home and community-based waiver authority in order to respond to an emergency. Other activities may require the use of various other authorities such as the Section 1115 demonstrations or the Section 1135 authorities.<sup>i</sup> This appendix may be applied retroactively as needed by the state. Public notice requirements normally applicable under 1915(c) do not apply to information contained in this Appendix.

## Appendix K-1: General Information

### General Information:

A. State: Missouri

B. Waiver Title(s):

Comprehensive Waiver  
Community Support Waiver  
Partnership for Hope Waiver  
Missouri Children with Developmental Disabilities (MOCDD) Waiver

C. Control Number(s):

MO.0178.R07.01  
MO.0404.R04.01  
MO.0841.R02.11  
MO.4185.R05.09

D. Type of Emergency (The state may check more than one box):

<input checked="" type="radio"/>	Pandemic or Epidemic
<input type="radio"/>	Natural Disaster
<input type="radio"/>	National Security Emergency
<input type="radio"/>	Environmental
<input type="radio"/>	Other (specify):

E. **Brief Description of Emergency.** *In no more than one paragraph each*, briefly describe the: 1) nature of emergency; 2) number of individuals affected and the state's mechanism to identify individuals at risk; 3) roles of state, local and other entities involved in approved waiver operations; and 4) expected changes needed to service delivery methods, if applicable. The state should provide this information for

each emergency checked if those emergencies affect different geographic areas and require different changes to the waiver.

This Appendix K is additive to the approved Appendix K for the COVID-19 pandemic.

Effective date to begin funding increase for Individual Supported Living and Group Home service rates is 7/1/2021. This rate increase will end with Appendix K but no later than 6/30/2022.

Effective date to begin funding to increase the Division of Developmental Disabilities Personal Assistant provider rates by 5.29% is 7/1/2021. This rate increase will end with Appendix K but no later than 6/30/2022.

Funding for these rate increases is from the temporary 10 percentage point increase to the federal medical assistance percentage (FMAP) for Medicaid expenditures for home and community-based services (HCBS) under section 9817 of the American Rescue Plan Act of 2021 (ARP).

**F. Proposed Effective Date: Start Date: January 27, 2020 Anticipated End Date: Six (6) months after the expiration of the public health emergency.**

**G. Description of Transition Plan.**

All activities will take place in response to the impact of COVID-19 as efficiently and effectively as possible based upon the complexity of the change.

**H. Geographic Areas Affected:**

These actions will apply across all waivers to all individuals supported through the waivers and impacted by the COVID-19 virus

**I. Description of State Disaster Plan (if available) *Reference to external documents is acceptable:***

N/A

## Appendix K-2: Temporary or Emergency-Specific Amendment to Approved Waiver

**Temporary or Emergency-Specific Amendment to Approved Waiver:**

*These are changes that, while directly related to the state's response to an emergency situation, require amendment to the approved waiver document. These changes are time limited and tied specifically to individuals impacted by the emergency. Permanent or long-ranging changes will*

*need to be incorporated into the main appendices of the waiver, via an amendment request in the waiver management system (WMS) upon advice from CMS.*

**f. X Temporarily increase payment rates.**

[Provide an explanation for the increase. List the provider types, rates by service, and specify whether this change is based on a rate development method that is different from the current approved waiver (and if different, specify and explain the rate development method). If the rate varies by provider, list the rate by service and by provider.]

The Missouri General Assembly has included appropriations in the State Fiscal Year (SFY) 2022 budget for the following rate initiatives:

- The General Assembly passed an additional \$56M utilizing enhanced FMAP funds to increase Individual Supported Living and Group Home service rates to the rates identified in the 2018 rate study, adjusted for inflation to SFY 2020. Because the rate increases were part of an effort to standardize historically negotiated rates, the percentage increases vary by provider. This rate increase meets the CMS accepted corrective action plan Phase IV requirement originally scheduled to begin July 1, 2023. This rate increase utilizes a temporary 10 percentage point increase to the federal medical assistance percentage (FMAP) for Individual Supported Living and Group Home service Medicaid expenditures for home and community-based services (HCBS) under section 9817 of the American Rescue Plan Act of 2021 (ARP). The effective date to begin funding the rate increase for Individual Supported Living and Group Home service rates is 7/1/2021. – This rate increase will end with Appendix K but no later than 6/30/2022.
- For SFY 2022, the General Assembly passed funding to increase the Division of Developmental Disabilities Personal Assistant provider rates by 5.29% for the Comprehensive Waiver MO.0178, Community Support Waiver MO.0404, Partnership for Hope MO.0841, and MOCDD MO.4185. This rate increase utilizes the temporary 10 percentage point increase to the FMAP for Personal Assistant Medicaid expenditures for HCBS under section 9817 of the American Rescue Plan Act of 2021 (ARP). The effective date to begin funding the rate increase for Personal Assistant provider rates is 7/1/2021. This rate increase will end with the Appendix K but no later than 6/30/22.

## Contact Person(s)

### A. The Medicaid agency representative with whom CMS should communicate regarding the request:

**First Name:** Glenda  
**Last Name** Kremer  
**Title:** Assistant Deputy Director, Program Operations  
**Agency:** Missouri Department of Social Services, MO HealthNet Division  
**Address 1:** 615 Howerton Court  
**Address 2:** P.O. Box 6500  
**City** Jefferson City  
**State** Missouri  
**Zip Code** 65102-6500  
**Telephone:** (573)751-6962  
**E-mail** Glenda.A.Kremer@dss.mo.gov  
**Fax Number** (573)526-4651

### B. If applicable, the State operating agency representative with whom CMS should communicate regarding the waiver is:

**First Name:** Emily  
**Last Name** Luebbering  
**Title:** Director of Federal Programs  
**Agency:** Missouri Department of Mental Health, Division of Developmental Disabilities  
**Address 1:** 1706 E. Elm  
**Address 2:** PO Box 687  
**City** Jefferson City  
**State** Missouri  
**Zip Code** 65102  
**Telephone:** (573) 526-3308  
**E-mail** Emily.Luebbering@dmh.mo.gov  
**Fax Number** (573)751-9207

## 8. Authorizing Signature

**Signature:**

**Date:** 9/29/2021

\_\_\_\_\_/S/\_\_\_\_\_  
State Medicaid Director or Designee

**First Name:** Kirk  
**Last Name** Mathews  
**Title:** Acting Director  
**Agency:** MO HealthNet Division  
**Address 1:** PO Box 6500  
**Address 2:** Click or tap here to enter text.  
**City** Jefferson City  
**State** Missouri  
**Zip Code** 65102  
**Telephone:** (573)751-6922  
**E-mail** [Leann.hager@dss.mo.gov](mailto:Leann.hager@dss.mo.gov)  
**Fax Number** (573)751-6564

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<sup>i</sup> Numerous changes that the state may want to make may necessitate authority outside of the scope of section 1915(c) authority. States interested in changes to administrative claiming or changes that require section 1115 or section 1135 authority should engage CMS in a discussion as soon as possible. Some examples may include: (a) changes to administrative activities, such as the establishment of a hotline; or (b) suspension of general Medicaid rules that are not addressed under section 1915(c) such as payment rules or eligibility rules or suspension of provisions of section 1902(a) to which 1915(c) is typically bound.