

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

June 22, 2021

Kevin Bagley, Director
Division of Medicaid and Long-Term Care
Nebraska Department of Health and Human Services
301 Centennial Mall South
Lincoln, Nebraska 68509-5026

Dear Mr. Bagley:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving Nebraska'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
Developmental Disabilities Day Services Waiver for Adults	NE.0394.R03.09
Comprehensive Developmental Disabilities Services Waiver	NE.4154.R06.13

The amendments that the state has requested in the Appendix Ks are additive to those previously approved and are effective from March 6, 2020 to June 30, 2021; they apply in all locations served by the individual waivers for anyone impacted by COVID-19. We note the state is extending the end date for temporary rate increases through June 30, 2021 and introducing targeted rate increases for identified providers that will impact services rendered from July 1, 2020 through December 31, 2020.

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 the Appendix K.

Mr. Bagley – Page Two

If you need assistance, feel free to contact Bernice Denbow of my staff at 410-767-6777 or by e-mail at bernice.denbow@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