

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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August 11, 2022

Henry Lipman, Medicaid Director  
Division of Medicaid Services  
129 Pleasant Street, Brown Building  
Concord, NH 03301

Dear Mr. Lipman:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving New Hampshire'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
In Home Supports Waiver for Children with Developmental Disabilities	NH.0397.R04.03
Developmental Disabilities Waiver	NH.0053.R07.04
Acquired Brain Disorder Waiver	NH.4177.R06.04

The state's approved Appendix K is effective March 1, 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 this amendment is to increase the estimate of funds and to change the date for the timeline for the distribution of authorized funds under section 9817 of the American Rescue Plan (ARP) from June 30, 2022 to August 31, 2022 for supplemental payments to providers.

The state has identified its intent to use money realized from section 9817 of the ARP. 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 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