

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

March 31, 2021

Stephanie Stephens
State Medicaid Director
Health and Human Services Commission
4900 North Lamar Blvd
Austin, TX 78751

Dear Ms. Stephens:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving Texas' request to amend the following 1915(c) Home and Community-Based Services (HCBS) waiver 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	TX.0110.R07.06

The amendment that the state has requested in the Appendix K is additive to those previously approved. The effective period for this Appendix K is March 13, 2020 to January 26, 2021; and it applies in all locations served by the individual waiver for anyone impacted by COVID-19. CMS notes the provision identified in Appendix K-2-j is effective March 20, 2020 to October 23, 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 this waiver program other than the Appendix K.

If you need assistance, feel free to contact Ryan Shannahan of my staff at 410-786-0295 or by e-mail at Ryan.Shannahan@cms.hhs.gov or Ralph Lollar at 410-786-0777 or by e-mail at Ralph.Lollar@cms.hhs.gov.

Sincerely,

Alissa Mooney DeBoy
Director, DEHPG

Enclosure