

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
7500 Security Boulevard, Mail Stop S2-14-26
Baltimore, Maryland 21244-1850



Medicaid Benefits and Health Programs Group

June 12, 2023

Jennifer Strohecker, Director
Division of Medicaid and Health Financing
Department of Health
288 N. 1460 W
Salt Lake, UT 84114

Dear Director Strohecker:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving Utah'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 |
|---|-------------------------------------|
| Community Supports for Individuals with Intellectual Disabilities and Other Related Conditions waiver | UT.0158.R07.06 |
| Acquired Brain Injury waiver | UT.0292.R05.07 |
| Physical Disabilities waiver | UT.0331.R05.03 |
| Community Transitions waiver | UT.1666.R00.05 |
| Limited Supports waiver | UT.1886.R00.02 |

The state's approved Appendix K is effective January 27, 2020 through six months after the end of the Public Health Emergency (PHE). 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. Effective April 1, 2022, the state will update its calculation of payment revisions to providers utilizing section 9817 of the American Rescue Plan (ARP) funds. Also, with this Appendix K amendment, the state will delay its submission of evidentiary package(s) and its collection of data for performance measures other than those identified for the health and welfare assurances.

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

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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 or Marge Sciulli at 410-786-0691 or by e-mail at Margherita.Sciulli@cms.hhs.gov.

Sincerely,

Alissa Mooney DeBoy, Director
MBHPG

Enclosure