

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

May 17, 2023

Cynthia Beane, Commissioner
Bureau for Medical Services
350 Capitol Street, 251
Charleston, WV 25301

Dear Commissioner Beane:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving West Virginia'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
Intellectual/Developmental Disability waiver (IDDW)	WV.0133.R07.07
Aged and Disabled waiver (ADW)	WV.0134.R07.10
Traumatic Brain Injury waiver (TBIW)	WV.0876.R02.08
Children with Serious Emotional Disorder waiver (CSEDW)	WV.1646.R01.01

The state's approved Appendix K is effective March 12, 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 July 1, 2022 through June 30, 2023, the state will implement a temporary rate increase as specified in the amendment for each identified waiver, service, and direct-care worker.

The state has identified its intent to use money realized from section 9817 of the American Rescue Plan (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 the 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,

Melissa L. Harris, Deputy Director
DEHPG

Enclosure