Budget Review Subcommittee on Health and Family Services
Presentation on 1915(c) HCBS Waivers
July 19, 2023
Lisa Lee, Commissioner
Kentucky Medicaid 1915(c) HCBS Waivers

**ABI & ABI LTC:** For individuals age 18 or older with an acquired brain injury

**Acquired Brain Injury (ABI)**

**Model II Waiver (MIIW):** For individuals dependent on a ventilator 12 or more hours a day or on an active, physician monitored weaning program

**HCB:** For individuals age 65 and older or individuals of any age with a physical disability

**Home and Community Based (HCB)**

**MPW & SCL:** For individuals with intellectual or developmental disabilities

**Michelle P. Waiver (MPW)**

**Supports for Community Living (SCL)**
# Current Member and Waitlist Counts

Numbers current as of 07/07/2023

<table>
<thead>
<tr>
<th>Waiver</th>
<th>Funded Slots</th>
<th>Filled Slots</th>
<th>Reserved Slots</th>
<th>Available Slots</th>
<th>Waitlist Count</th>
</tr>
</thead>
<tbody>
<tr>
<td>ABI LTC</td>
<td>438</td>
<td>402</td>
<td>24</td>
<td>12</td>
<td>N/A</td>
</tr>
<tr>
<td>ABI-Acute</td>
<td>383</td>
<td>230</td>
<td>16</td>
<td>120</td>
<td>N/A</td>
</tr>
<tr>
<td>HCB</td>
<td>17,050</td>
<td>16,105</td>
<td>800</td>
<td>145</td>
<td>1,094</td>
</tr>
<tr>
<td>MIIW</td>
<td>100</td>
<td>27</td>
<td>15</td>
<td>58</td>
<td>N/A</td>
</tr>
<tr>
<td>MPW</td>
<td>10,500^</td>
<td>10,191</td>
<td>72</td>
<td>237</td>
<td>8,398</td>
</tr>
<tr>
<td>SCL</td>
<td>4,941^</td>
<td>4,731</td>
<td>29</td>
<td>181</td>
<td>3,231*</td>
</tr>
<tr>
<td><strong>TOTAL</strong></td>
<td><strong>33,412</strong></td>
<td><strong>31,686</strong></td>
<td><strong>956</strong></td>
<td><strong>753</strong></td>
<td><strong>12,723</strong></td>
</tr>
</tbody>
</table>

*For the SCL waitlist there are 84 individuals categorized as Urgent and 3,147 categorized as Future Planning.

^50 slots will be added to the MPW and SCL waivers once approval is received from CMS.
The 2022-2024 biennial budget authorized rate increases for all services within active 1915(c) waivers (except Model II Waiver)

- The 2022-24 budget bill mandated increased rates for all services within the ABI, ABI-LTC, HCB, SCL, and MPW waiver programs by 10% in fiscal year 2022-2023 and another 10% in fiscal year 2023-2024
- The budget also mandated a 50% rate increase for SCL Residential Level 1 and ABI Residential services in both fiscal years. This action requires federal approval which will expire 6 months after the end of the federal public health emergency with the option to request an extension.
- The 2022-24 budget bill assumed that the federal ARPA enhanced federal match (+10%) would be available to finance these rate increases through fiscal year 2023-24 even though the enacted Medicaid budget assumed the end of the enhanced federal match funding through just fiscal year 2021-22
- Fortunately, the public health emergency/enhanced federal match funding was extended through fiscal year 2022-23
- Medicaid will be able to fund the rate increases during fiscal year 2023-24 from ARPA enhanced federal match.

- The fiscal year 2023-24 rate increases are being loaded into the Medicaid Management Information System and anticipate being able to bill within 2 weeks. Mass adjustments will be issued for any time between July 1 and the date the rates are fully implemented in the system
1915(c) Waiver Rate Methodology Study Status Update

• The rate study process is complete
• The proposed reimbursement methodology and resulting benchmark rates are under DMS review
• Because the 2022-24 budget bill mandated rate increases were financed from non-recurring funds, continuing or increasing those rates will require additional state and federal funding.

• The standard process for updating rates include:
  • 30-day public comment period before rates are submitted to the Centers for Medicare and Medicaid Services (CMS).
  • Approval by CMS.
  • Regulation and waiver amendments.
Questions/Discussion

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