



# Bureau of Disabilities Services



November 5, 2025



# Agenda

- Home & Community Based Services Waivers
- Waiver Amendments
- Case Management
- Sustainability & Waiver Reset



# Home & Community Based Services (HCBS) Waivers

- BDS operates four HCBS Waivers
  - Family Supports (FS) Waiver
  - Community Integration & Habilitation (CIH) Waiver
  - Health & Wellness (H&W) Waiver
  - Traumatic Brain Injury (TBI) Waiver



# Winter 2025 Waiver Amendments

- Implement use of new ICF/IID Level of Care Assessment tools
- Authorize Legally Responsible Individuals to provide select services within specified limits for extraordinary care
- Add Home & Community Support Professional Training and Registry requirements
- Reconfigure Behavioral Support Services
- Implement new self-direction option for select services
- Implement service limits for Music and Recreational Therapy
- Implement employment related service changes
- Update\Clarify service definitions



# Winter 2025 Waiver Amendments

- Legally Responsible Individuals – parents of minor participants and spouses of participants
- When states allow legally responsible individuals (LRIs) to provide paid care for personal care services, CMS requires the state define ‘extraordinary care’ to ensure the state is not reimbursing for services and supports that legally responsible individuals are otherwise obligated as parents or spouses to provide.

# Structured Family Caregiving (Health & Wellness and Traumatic Brain Injury Waivers)



- Extraordinary Care - The day-to-day care or support activities provided by a legally responsible individual (LRI) principal caregiver (spouse or parent of minor who meets the established waiver provider qualifications) that exceed the daily care that a LRI ordinarily would provide or perform in the household on behalf of a person of the same age without a disability or chronic illness.

## **Attendant Care and Participant Assistance and Care (Health & Wellness, TBI, Family Supports Waivers)**



- Extraordinary Care - care provided by the parent of a minor child or a spouse that the individual is unable to perform independently to meet his or her intensive nursing care needs under the supervision of an interdisciplinary team. Intensive nursing care needs includes continuous ventilator care, tracheostomy care, Total Parenteral Nutrition (TPN), or other comparable nursing services approved by the Family and Social Services Administration (FSSA). The care must exceed the range of activities that a legally responsible individual would ordinarily perform in the household on behalf of a person of the same age without a disability or chronic illness.

# Case Management



- Case Management Models
  - 6 case management providers for FS and CIH Waivers
  - 37 case management providers for H&W and TBI Waivers
- Selective Contracting Implementation – January 2022
- Independent Assessment
  - Quality Monitoring
  - Quality Guide
  - Training & Resources
  - Surveys
  - Technical Assistance
  - Data Use
- Planned implementation of Selective Contracting for Case Management (FS, CIH, H&W, TBI) effective July 2026.





# Building Sustainable Support for the Future

- Ensure compliance with service definitions
- Refocus all services on inclusion and supporting individuals in building connections\community
- Ensure the type and level of services a person is authorized to receive are based on current, relevant assessed needs of the individual
- Increase accountability
- Increase consistency in case management service across all HCBS
- Ensure case management focus on:
  - Monitoring service delivery\utilization
  - Monitoring individual's health and safety
  - Assessing service outcomes
  - Holding Individual Support Teams (ISTs) and providers accountable



# Building Sustainable Support for the Future (continued)

- Current activities to control costs and to have additional insight regarding sustainability into waiver reset
  - Review of high-cost budgets on CIH waiver
  - Analysis of algo levels
  - Modifications to service definitions
  - Review of Short- and Long-Term Budget Request processes
  - Review of case management service delivery and areas of focus
  - Exploration and development of training on best practices

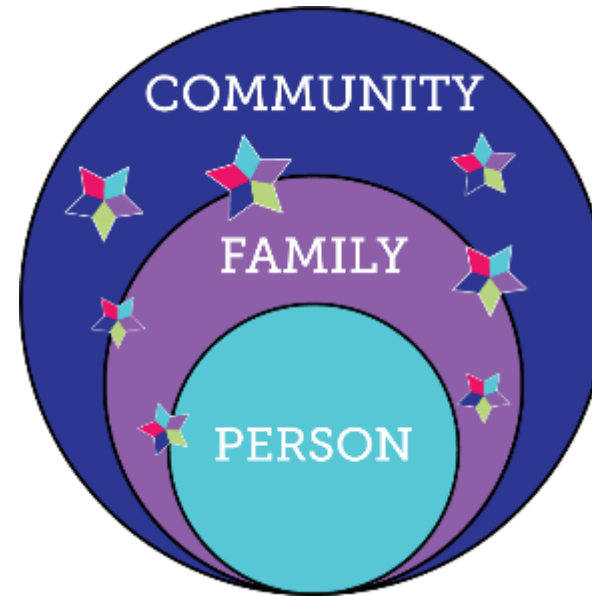


# Waiver Reset: Building Sustainable Support for the Future

- Planned implementation of Selective Contracting for Case Management (FS, CIH, H&W, TBI) planned effective July 2026.
- Replace current BDS waivers with new BDS waivers in 2027.
  - Current waivers (FS, CIH, H&W, TBI) will sunset
  - New waivers will be implemented

# Waiver Reset

- Key Considerations
  - Sustainability
  - Enhance focus on integration and inclusion
  - Support building connections & less dependence on a formal system of services



# Waiver Reset



## Improving Consistency July 2025

- Updated and aligned assessments
- Created reserve capacity for individuals living in Assisted Living who have no home to return to (PathWays and H&W only)



## Adjusting & Aligning Services December 2025

- Creating limits on certain services (Recreational Therapy, Music Therapy, Behavior Supports)
- Working to align assessments
- Allowing extraordinary care for certain services
- Aligning self-direction



## Moving to Contracted Case Management 2026

- Moving to contracting with certain case management entities for all BDS waivers including TBI and H&W



## Creating New Cross-Population Waivers 2027

- Replacing current waivers with new BDS waivers
- Building new service arrays and allocation methods
- Incorporating input from the public



**Questions?**

**Thank You**