Mari Cantwell  
Chief Deputy Director, Health Care Programs  
California Department of Health Care Services  
Director’s Office, MS  
P.O. Box 997413  
Sacramento, CA 95899-7413

Dear Ms. Cantwell:

I am pleased to inform you that your request to amend the California Section 1915(c) Home and Community-Based Services Home and Community-Based In Home Operations Waiver (IHO) has been approved. The amendment has been assigned Control Number 0457.R02.01 and is approved with a July 1, 2018 effective date.

This amendment allows the Department of Health Care Services (DHCS) to: include required language in the Main Module of the waiver application under Attachment #2 Home and Community-Based Settings Waiver Transition Plan; update the division name and primary individual contact within the State's Department of Health Care Services to reflect recent internal reorganization; and update Appendix J for Waiver Years 4 and 5 to reflect a rate increase to home health services funded by the California Healthcare, Research and Prevention Tobacco Tax Act of 2016 (Proposition 56).

The following services continue to be offered through the IHO waiver: habilitation, home respite, Waiver Personal Care Services (WPCS), community transition, environmental accessibility adaptations, family/caregiver training, medical equipment operating expenses, Personal Emergency Response (PERS) Installation, Testing, and ongoing monthly maintenance, private duty nursing, and transitional case management.

It is important to note that CMS’ approval of this waiver solely addresses the state’s compliance with the applicable Medicaid authorities. CMS’ approval does not address the state’s independent and separate obligations under federal laws including, but not limited to, the Americans with Disabilities Act, Section 504 of the Rehabilitation Act, or the Supreme Court’s Olmstead decision. Guidance from the Department of Justice concerning compliance with the Americans with Disabilities Act and the Olmstead decision is available at http://www.ada.gov/olmstead/q&a_olmstead.htm.
We appreciate the cooperation of your staff during the amendment review process. If you or your staff have questions about this waiver amendment, please contact Kathleen Creggett at (415) 744-3656 or by email at Kathleen.Creggett@cms.hhs.gov.

Sincerely,

/s/

Dzung Hoang
Acting Associate Regional Administrator
Division of Medicaid & Children’s Health Operations

cc: Jacey Cooper, Integrated Systems of Care Division, DHCS
    Joseph Billingsley, Integrated Systems of Care Division, DHCS
    Jalal Haddad, Integrated Systems of Care Division, DHCS
    Deanna Clark, CMS, CMCS