



STATE OF WEST VIRGINIA  
DEPARTMENT OF HEALTH AND HUMAN RESOURCES  
Bureau for Medical Services

Bill J. Crouch  
Cabinet Secretary

Cynthia E. Beane  
Commissioner

MEMORANDUM

TO: WV Aged & Disabled Waiver (ADW), Intellectual/Developmental Disability Waiver (IDDW), and Traumatic Brain Injury Waiver (TBIW) Providers

FROM: Cynthia Beane, MSW, LCSW  
Commissioner

DATE: May 13, 2020

SUBJECT: Renewal of Existing HCBS Waiver Programs

We are fortunate that West Virginia continues to have a comparatively low rate of infection of the Coronavirus disease 2019 (COVID-19). In particular, our Home and Community-Based Services (HCBS) programs have reported very few cases of infection among the thousands of program members and their staff. I believe this is a testament to the efforts of the provider agencies to keep everyone protected during this very challenging time.

COVID-19 has required all of us to redirect resources in order to maintain the health and safety of the program members and their agency caregivers. With this in mind, BMS has chosen to delay the implementation of the changes proposed in the new waivers for the ADW, IDDW, and TBIW programs. These were scheduled to be implemented on July 1, 2020, but instead, the existing waiver programs will be renewed for an additional one (1) year. This means that, unless otherwise amended, the current waiver programs' policies and procedures will remain in place until June 30, 2021.

Program changes that were planned for the new waivers, including Conflict-Free Case Management (CFCM) and related unit/rate changes, will not be implemented on July 1, 2020. CFCM remains a federal mandate and must ultimately be implemented; therefore, new members receiving waiver slots will be advised to choose a Case Management agency that is separate from any agency that delivers other services. Existing members will continue to have the option of CFCM but may choose to keep their existing service provider(s) until CFCM is required by policy. After July 1, 2020, BMS will consider amending the renewed waivers as needed to implement CFCM and other policy changes based upon input from provider agencies, program members, and in consultation with CMS.

The renewal of the existing waivers will not delay the implementation of Electronic Visit Verification (EVV). EVV is required under the 21<sup>st</sup> Century Cures Act and West Virginia must be in compliance by January 1, 2021. BMS is in the final stages of procuring a vendor for the state's EVV software solution, so information and training will be forthcoming in the next few weeks.