



**CABINET FOR HEALTH AND FAMILY SERVICES
DEPARTMENT FOR MEDICAID SERVICES**

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To: All 1915(c) Home and Community Based Services (HCBS) Waiver Providers

From: Pam Smith
Director, Division of Community Alternatives (DCA)

Date: November 15, 2019

Re: New Patient Liability Policy Effective Date

In June 2019, the Department for Medicaid Services (DMS) announced changes to patient liability for 1915(c) HCBS waiver participants. DMS initially set the effective date for these changes as December 1, 2019. **We are changing the effective date to January 1, 2020.**

Under current policy, the participant needs allowance is based on 100% of the SSI Federal Benefit Rate (FBR). Under the new policy, this is being increased to 300% of the SSI FBR. DMS anticipates this change will reduce or eliminate patient liability for most waiver participants.

There is more information about the changes in patient liability in the presentation from our 2019 town hall tour and our 1915(c) HCBS Waiver Redesign Frequently Asked Questions document available on the DCA website: <https://chfs.ky.gov/agencies/dms/dca/Pages/default.aspx>.

Waiver participants will receive a letter notifying them of the updated effective date. In the coming weeks, they will also receive a notice about their updated patient liability amount. If participants have questions about their patient liability amount, they can call the Department for Community Based Services (DCBS) at (855) 306-8959.

For questions related to the change in effective dates, call the DCA at (502) 564-7540 or email medicaidpubliccomment@ky.gov.

Sincerely,

Pam Smith
Director, Division of Community Alternatives