

**Title 19—DEPARTMENT OF  
HEALTH AND SENIOR SERVICES  
Division 15—Division of Senior and Disability Services  
Chapter 8—Consumer-Directed Services**

**PROPOSED AMENDMENT**

**19 CSR 15-8.200 Eligibility.** The department is amending sections (3), (4), (6) and (8).

*PURPOSE: This amendment incorporates changes in the consumer-directed services program required by House Bill 1682, 100<sup>th</sup> General Assembly, Second Regular Session (2020), which updates the criteria and procedures for eligibility determination and responsibilities of consumers for consumer-directed services administered by the Department of Health and Senior Services.*

*PURPOSE: This rule establishes the criteria and procedures for determining an applicant eligible to receive consumer-directed services **and describes consumer's responsibilities for consumer-directed services.***

(3) Any assessments and/or evaluations shall be conducted by DHSS **or its designee**, *[using the common assessment tool utilized for assessment of other disabled and aged adults]* **utilizing the approved interactive assessment tool.**

(4) The CDS plan of care is based on the assessment and/or evaluation performed by DHSS and determines the appropriateness and adequacy of services and ensures that services furnished are consistent with the nature and severity of the individual's disability.

(C) **Upon request**, *[C]*copies of the plan of care will be provided to the consumer *[and the vendor]*.

(6) CDS are consumer-directed and the consumer shall be responsible, at a minimum, for the following:

(B) *[Preparation of biweekly time sheets, signed by both the consumer and the attendant, which shall be submitted to the vendor in a timely manner]* **Expectation of the use of Electronic Visit Verification (EVV) in compliance with 13 CSR 70-3.320;**

(D) Promptly notifying DHSS and/or the vendor within ten (10) days of any changes in circumstances affecting the CDS plan of care and/or changes in the consumer's place of residence; *[and]*

(E) Prompt notification to the vendor regarding any problems resulting from the quality of services rendered by the attendant. Any problems not resolved with assistance from the vendor shall be reported to DHSS*[.]*;

(F) **Allowing the vendor to comply with its quality assurance supervision process, which shall include, but not be limited to, annual face-to-face home visits and monthly case management activities; and**

(G) **Report to DHSS significant changes in consumer's health and ability to self-direct care by contacting the vendor and/or DHSS.**

(8) A consumer's CDS may be discontinued or denied by DHSS in certain circumstances including, but not limited to, the following:

(B) The consumer has falsified records, [or] committed fraud, or **provided DHSS with false information about his or her condition(s), functional capacity, or level of care during the assessment that resulted in an authorization of services not needed;**

*AUTHORITY: sections 208.903, 208.906, [208.909,] 208.921, [208.924] and 208.927, RSMo 2016 [Supp. 2005]; sections 208.924 and 208.935, RSMo Supp. 2020; and section 208.909, RSMo Supp. 2022.\* This rule originally filed as 5 CSR 90-7.100. Original rule filed June 28, 2001, effective Jan. 30, 2002. Amended: Filed Sept. 12, 2003, effective April 30, 2004. Moved to 19 CSR 15-8.200, effective Aug. 29, 2005. Emergency amendment filed Dec. 15, 2005, effective Dec. 25, 2005, expired June 23, 2006. Amended: Filed Dec. 15, 2005, effective July 30, 2006. Amended: Filed Sept. 1, 2023.*

*\*Original authority: 208.903, RSMo 2005; 208.906, RSMo 2005; 208.909, RSMo 2005; 208.921, RSMo 2005; 208.924, RSMo 2005; and 208.927, RSMo 2005.*

*PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

*PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Health and Senior Services, Division of Senior and Disability Services, Melanie Highland, Division Director, PO Box 570, Jefferson City, MO 65102-0570 or by email at [LTSS@health.mo.gov](mailto:LTSS@health.mo.gov). To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*