



**Missouri Department of Health and Senior Services**

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**MEMORANDUM FOR HOME AND COMMUNITY BASED SERVICES PROVIDERS**

From: Bobbi Jo Garber, Deputy Director  
Division of Senior and Disability Services

Subject: Revisions to Nursing Facility Level of Care

As a result of the Fiscal Year 2018 budget actions, the nursing facility level of care eligibility for Home and Community Based Services (HCBS) will increase from 21 to 24 points. This increase requires a change to the Missouri Code of State Regulations (CSR), 19 CSR 30-81.030. This emergency amendment will go into effect July 15<sup>th</sup>.

Beginning July 15, 2017, potential and current participants of State Plan HCBS, including Basic Personal Care, Advanced Personal Care, Authorized Nurse Visits and Consumer Directed Services, must meet this requirement. All initial referrals for State Plan services only received at the DSDS Call Center will be screened to ensure compliance. Participants currently receiving State Plan services only will have their level of care evaluated at their next scheduled annual reassessment. Providers should continue providing services to participants at a 21 level of care unless notified by Division staff of an adverse action as a result of the reassessment.

Potential and current participants of Adult Day Care Waiver, Aged and Disabled Waiver (including adult day care, homemaker, chore, respite, and home delivered meals) and Independent Living Waiver services will need to meet the new nursing facility level of care requirement at such time the Centers for Medicare and Medicaid Services (CMS) has approved the state's amendments to each waiver. These amendments will include a public comment period, and notice of the public comment period will be announced. HCBS providers will be notified when implementation of the increased of level of care will be effective for waiver participants.

Current participants at 21 level of care who receive both State Plan and waiver services will need to meet the new level of care requirement when CMS has approved the applicable waiver amendment.

Questions regarding this memorandum may be directed to the Bureau of Long Term Services and Supports at (573) 526-8557 or via email at [LTSS@health.mo.gov](mailto:LTSS@health.mo.gov).

BG

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