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FLORIDA MEDICAID

A Division of the Agency for Health Care Administration

Florida Medicaid Health Care Alert

December 18, 2019

Provider Type(s): 67

Home and Community-Based Settings (HCBS) Rule

The purpose of this alert is to advise of the Home and Community-Based Settings (HCBS) Rule as specified in 42 CFR 441.301(c)4 and the Agency's plan to ensure the state's compliance including upcoming on-site assessments.

In January 2014, the Centers for Medicare and Medicaid Services (CMS) published rule CMS-2249-F (CMS-2296-F), requiring all Home and Community-Based Services waivers to be in compliance with HCBS setting requirements specified in 42 CFR 441.301(c)4. The rule directed all states to evaluate their current HCBS settings for compliance with the requirements outlined in the rule. The regulations enhance the quality of HCBS and provide additional protections to individuals that receive services under these Medicaid authorities.

The Agency for Health Care Administration will work with providers and managed care plans to ensure that all HCBS settings comply with the rule.

Within the coming weeks, the following Long Term Care Program providers types can expect to be assessed for compliance with this rule:


- Assisted Living Facilities,
- Adult Family Care Homes,
- Adult Day Care Centers

To determine compliance, a tool will be used to evaluate specific areas. Each provider will be assessed by one of the managed care plans they contract with using this tool. For more information regarding the tool, visit the Agency's web site at:

http://ahca.myflorida.com/medicaid/hcbs_waivers/assessment_tools.shtml.

Additional information is available on our web site:

http://ahca.myflorida.com/medicaid/Policy_and_Quality/Policy/federal_authorities/federal_waivers/rule.shtml

QUESTIONS? FLMedicaidManagedCare@ahca.myflorida.com
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The Agency for Health Care Administration is committed to its mission of providing "Better Health Care for All Floridians." The Agency administers Florida's Medicaid program, licenses and regulates more than 48,000 health care facilities and 47 health maintenance organizations, and publishes health care data and statistics at www.FloridaHealthFinder.gov. Additional information about Agency initiatives is available via [Facebook \(AHCAFlorida\)](#), [Twitter \(@AHCA_FL\)](#) and [YouTube \(/AHCAFlorida\)](#).

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