



**Disabled and Elderly Health Programs Group**

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April 20, 2021

Cynthia Beane, Commissioner  
Bureau for Medical Services  
350 Capitol Street, 251  
Charleston, WV 25301

Dear Commissioner Beane:

We are writing to inform you that the Centers for Medicare & Medicaid Services (CMS) is approving West Virginia's request to amend the following 1915(c) Home and Community-Based Services (HCBS) waivers with the Emergency Preparedness and Response Appendix K in order to respond to the COVID-19 pandemic:

<b>WAIVER TITLE</b>	<b>CMS AMENDMENT CONTROL NUMBER</b>
Intellectual/Developmental Disability Waiver	WV.0133.R07.05
Aged and Disabled Waiver	WV.0134.R07.05
Traumatic Brain Injury Waiver	WV.0876.R02.04
Children with Serious Emotional Disorder Waiver	WV.01646.R00.08

The amendments that the state has requested in the Appendix K are additive to those previously approved and are effective from March 1, 2020 to six months after the end of the federal public health emergency (PHE) for COVID-19; they apply in all locations served by the individual waivers for anyone impacted by COVID-19. Other changes in this Appendix K are effective with the dates identified within the Appendix K.

Please note the guidance issued in the December 22, 2020 State Health Official Letter ([SHO](#)); specifically, the requirement for advance notice of beneficiaries. When closing an Appendix K or ending an Appendix K flexibility prior to the end date of the Appendix K, the requirement for advance notice of beneficiaries applies. More details can be found on pages 11-12 of the SHO.

We have included the approved Appendix K pages with this correspondence. Please utilize the waiver management system for HCBS waivers for any further amendments to these waiver programs other than the Appendix K.

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If you need assistance, feel free to contact Daphne Hicks of my staff at 214-767-6471 or by e-mail at [daphne.hicks@cms.hhs.gov](mailto:daphne.hicks@cms.hhs.gov) or Mary Marchioni at 303-844-7094 or by e-mail at [mary.marchioni@cms.hhs.gov](mailto:mary.marchioni@cms.hhs.gov).

Sincerely,

Alissa Mooney DeBoy  
Director, DEHPG

Enclosure