

Public Comments for Summary Section of the Statewide Transition Plan

Effective Date: 12/1/2022

<u>Number</u>	<u>Date Received</u>	<u>Comment</u>	<u>Response</u>
1	11/15/22	In the 6th iteration of the statewide transition plan, it categorizes settings as compliant or non-compliant. In the section of the statewide transition plan that is currently out for public comment, a category of "may be compliant with remediation," has been added. XXX questions what changes have occurred that would change the previously identified non-compliant settings to the new "may be compliant with remediation" category.	CMS requested WV add a category entitled "May be Compliant with Remediation" to capture all of the member-controlled settings that have not yet been reviewed and the rest of the IDDW provider-controlled settings whose reviews have not yet been completed. This table will change monthly.
2	11/15/22	On page 2, there are nine (9) IDDW Group Home serving 4+ individuals identified. These nine (9) settings are not included in the "may be compliant with remediation" total of 63.	This is an error and will be corrected changing the 0 to 9 in that column, The table was converted from Word to Excel and some errors were made.
3	11/15/22	On page four (4), there are a total of 57 IDDW Facility Based Day Habilitation settings identified and 57 as being compliant. However, in the second total line, it only identifies five (5) settings as being compliant.	This is an error and should be 57 instead of 5 and will be corrected. The table was converted from a word table to an excel table and some data did not copy over correctly.
4	11/15/22	On Page five (5), includes, "Individual, privately-owned homes (privately-owned or rented homes and apartments in which the individual receiving Medicaid-funded home and community-based services live independently or with family members, friends, or roommates) are presumed to be in compliance with the regulatory criteria of a home and community-based setting." DRWV questions how these settings are described as "presumed to be in compliance" yet categorized as "may be compliant with remediation".	These settings are presumed to be compliant, but until actual assessments of the settings are completed by case managers beginning in 2023 and continuing annually thereafter, we do not know for sure that these settings are compliant.

