



NADSA Public Policy Alert



Participation Creates Power!

CMS Releases New Guidance to Ensure Continuity of Key Flexibilities Implemented During the COVID-19 Public Health Emergency

Dear NADSA Member:

CMS sent a letter earlier this week to states regarding an extension of Medicaid flexibilities granted during the Public Health Emergency (PHE). It provides states with the ability to maintain these flexibilities they may have been granted if they request amendments to their waivers to do so. NADSA members may find it to their advantage to contact their state administrators about this extension.

The Center for Medicaid and CHIP Services (CMCS) released a State Medicaid Director Letter to facilitate the continuation of home and community-based services (HCBS) waiver flexibilities requested by states during the COVID-19 Public Health Emergency (PHE). The letter automatically amends the expiration date of approved Appendix K provisions to be the later of November 11, 2023 or the effective date of amendments to underlying 1915(c) waivers to incorporate relevant PHE flexibilities. This ensures states, providers, and beneficiaries that there will be no disruption to the HCBS delivery system for PHE flexibilities the state requests to incorporate into ongoing HCBS waiver programs. No state action is required.

Read the [full letter](#) for more information.

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