



STATE OF OKLAHOMA
OKLAHOMA HEALTH CARE AUTHORITY

OHCA 2013-32

July 10, 2013

Re: Revisions to Waiver Services

Dear Provider,

This letter is to inform you of the Oklahoma Health Care Authority's (OHCA) recent policy changes promulgated through the Administrative Procedures Act. All policy changes were effective July 1, 2013. Brief overviews of the changes are described below. If your agency or facility has a social services department, please forward this letter to the supervisors in that unit.

A & B Homeward Bound Waiver HTS Providers

[OAC 317:30-5-482](#), and [OAC 317:40-5-110](#), discuss rule revisions to provide exceptions for members of the Homeward Bound Waiver receiving Habilitation Training Specialist (HTS) services exceeding 40 hours per week, when the HTS resides in the same home as the member. The rule revisions are promulgated as a result of a lawsuit filed on behalf of class members of the Homeward Bound waiver.

Additionally, [OAC 317:40-5-5](#), and [OAC 317:40-5-55](#), are amended to clarify reporting requirements when there are allegations of member maltreatment.

ADvantage Waiver Services

[OAC 317:30-5-761](#), [OAC 317:30-5-763](#), [OAC 317:30-5-763.1](#), [OAC 317:30-5-764](#), [OAC 317:35-17-3](#), and [OAC 317:35-17-14](#), are revised to establish a maximum annual reimbursement cap for hospice services for members who exceed the waiver cost limit and disallow an active Power of attorney from being a paid caregiver for members self-directing their services. Revisions also increase the maximum hours of Adult Day Health services from six to eight hours per day and add skilled nursing as an allowable waiver service.

Living Choice Demonstration Services

[OAC 317:30-5-1200](#), [OAC 317:30-5-1202](#), and [OAC 317:30-5-1203](#), are revised to include clarification for billing of Institutional Case Management Transition services and the inclusion of additional services for persons with physical disabilities and long term illnesses.

Medically Fragile Waiver Services

[OAC 317:50-1-3](#), [OAC 317:50-1-6](#), and [OAC 317:50-1-14](#), are revised to add Institutional Transition Services and Self-Directed Goods and Services to the Medically Fragile Waiver Program. Additional revisions include removing language that does not align with program practices for consistency and clarity.

My Life; My Choice Waiver Services

[OAC 317:50-3-3](#), [OAC 317:50-3-6](#), and [OAC 317:50-3-14](#), are revised to add Institutional Transition Services, Assisted Living Services and Self-Directed Goods and Services to the My Life; My Choice Waiver Program. (If a member is approved for the Assisted Living Services bundle, the member is responsible for payment of room and board charges.) Additional revisions include removing language that does not align with program practices for consistency and clarity.

Sooner Seniors Waiver Services

[OAC 317:50-5-3](#), [OAC 317:50-5-6](#), and [OAC 317:50-5-14](#), are revised to add Institutional Transition Services, Assisted Living Services and Self-Directed Goods and Services to the Sooner Seniors Waiver Program. (If a member is approved for the Assisted Living Services bundle, the member is responsible for payment of

room and board charges.) Additional revisions include removing language that does not align with program practices for consistency and clarity.

This letter is provided for informational purposes only. OHCA encourages you to review each rule change in its entirety. If you have any questions regarding the information provided in this letter, please contact (800) 522-0114.

Thank you for the services you provide to our members.

Sincerely,

A handwritten signature in black ink, appearing to read "Garth L. Splinter, M.D.", written in a cursive style.

Garth L. Splinter, M.D.
State Medicaid Director