

General Information

The Centers for Medicare and Medicaid Services (CMS) have issued regulations that define the settings in which it is permissible for states to pay for Medicaid Home and Community-Based Services (HCBS).

The purpose of these regulations is to ensure that individuals receive Medicaid-funded HCBS in settings that are integrated in and support full access to the greater community. This includes opportunities to seek employment and work in competitive and integrated settings, engage in community life, control personal resources, and receive services in the community, to the same degree as individuals who do not receive HCBS.

States must ensure that their services providers are in compliance with the regulations no later than March 2019. To move each state's HCBS system into compliance, states must submit a Global Transition Plan detailing the steps the state will take to meet the deadline.

Oregon's Transition Plan

All states that operate Medicaid-funded HCBS programs are required to submit a HCBS Transition Plan to CMS demonstrating how the state will bring its HCBS system into compliance with the new federal regulations. In October 2014, DHS and OHA submitted the first Global Transition Plan to CMS. The Transition Plan defines the key activities that DHS and OHA will complete to ensure that Oregon's HCBS delivery systems are in compliance with the regulations. It also defines that the Global Transition Plan will apply to all licensed, endorsed and certified providers. This includes, but is not limited to, Adult Day Programs; Adult Foster Homes; Assisted Living Facilities; Employment Programs; Group Homes; and Residential Treatment Homes and Facilities.

Oregon's Transition Plan is broken down into phases; each phase builds on the previous phase and is intended to provide additional information and guidance on the next phase, as follows:

- Phase I – Initial Regulatory Assessment
- Phase II – Statewide Training and Education Efforts
- Phase III – Provider Self-Assessment and Individual Experience Assessment
- Phase IV – Heightened Scrutiny Process
- Phase V – Remediation Activities
- Phase VI – Ongoing Compliance and Oversight

For more information about HCBS and Oregon-specific information, please see our website at:

<http://www.oregon.gov/dhs/seniors-disabilities/HCBS/Pages/Index.aspx>

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