

Home and Community-Based Services (HCBS) Settings Statewide Transition Plan

Appendix F. STP Timelines and Milestones

Systemic Policy Remediation

1915(c) Waiver Programs

HHSC has determined that the Youth Empowerment Services (YES) Waiver Program and Medically Dependent Children Program (MDCP) currently meet requirements of the HCBS Settings Rule and do not require remediation. However, HHSC has amended managed care contracts for MDCP to provide additional specificity regarding the services subject to the HCBS Settings Rule.

Remediation activities for the Community Living Assistance and Support Services (CLASS), Deaf Blind with Multiple Disabilities (DBMD), Home and Community-based Services (HCS), and Texas Home Living (TxHmL) programs will occur on similar timelines, as outlined in the tables below.

CLASS

Action Item	Initiation	Planned Completion	COMPLETE
Amend program rules in Texas Administrative Code (TAC) Title 40, Part 1, Chapter 45 to address HCBS Settings Rule requirements ¹	September 2019	February 2023	January 30, 2023
Revise provider manual to address all applicable components of the HCBS Settings Rule ²	March 2022	March 2024	
Update contract monitoring processes to include HCBS Settings Rule requirements	March 2022	March 2023	

DBMD

Action Item	Initiation	Planned Completion	COMPLETE
Amend program rules in TAC Title 40, Part 1, Chapter 42 to address HCBS Settings Rule requirements ³	September 2019	February 2023	February 26, 2023
Revise program manual to address all applicable components of the HCBS Settings Rule ²	March 2022	March 2024	

¹ During the rule amendment process, this chapter will be transferred to TAC [Title 26, Part 1, Health and Human Services Commission](#).

² Handbook, manual and billing guideline updates are still in progress. HHSC has provided webinars, trainings, and guidance through information letters to ensure providers understand and are able to implement the requirements of the new rules.

³ During the rule amendment process, this chapter will be transferred to TAC [Title 26, Part 1, Health and Human Services Commission](#).

HCS

Action Item	Initiation	Planned Completion	COMPLETE
Amend program rules in TAC Title 40, Part 1, Chapter 9 to address HCBS Settings Rule requirements ⁴	September 2019	March 2023	March 1, 2023
Revise program handbook to address all applicable components of the HCBS Settings Rule ²	March 2022	March 2024	
Revise program billing guidelines to address all applicable components of the HCBS Settings Rule ²	March 2022	March 2023	April 1, 2023

⁴ During the rule amendment process, this chapter will be transferred to TAC [Title 26, Part 1, Health and Human Services Commission](#).

TxHmL

Action Item	Initiation	Planned Completion	COMPLETE
Amend program rules in TAC Title 40, Part 1, Chapter 9 to address HCBS Settings Rule requirements ⁵	September 2019	March 2023	March 1, 2023
Revise program handbook to address all applicable components of the HCBS Settings Rule ²	March 2022	March 2024	
Revise program billing guidelines to address all applicable components of the HCBS Settings Rule ²	March 2022	March 2023	April 1, 2023

MDCP

Action Items	Initiation	Planned Completion	COMPLETE
Amend managed care contracts: <ul style="list-style-type: none"> • STAR Kids Contract • STAR Health Contract 	October 2021	September 2022	September 1, 2022
Monitor MCOs to ensure they revise manuals and member rights and responsibilities forms, and provide guidance and technical assistance as needed	June 2022	March 2023	Ongoing

⁵ During the rule amendment process, this chapter will be transferred to TAC [Title 26, Part 1, Health and Human Services Commission](#).

1115 Demonstration Waiver

STAR+PLUS HCBS

Action Items	Initiation	Planned Completion	COMPLETE
Amend managed care contracts: <ul style="list-style-type: none"> Uniform Managed Care Contract STAR+PLUS Expansion Contract STAR+PLUS MRSA Contract Medicare-Medicaid Dual Demonstration Contract 	October 2021	September 2022	September 1, 2022
Amend STAR+PLUS Handbook	March 2022	December 2022	Amendments published in December 2022, to take effect in March 2023
Amend Uniform Managed Care Manual (UMCM) to provide templates MCOs may use for ongoing monitoring	March 2022	March 2024	
Monitor MCOs to ensure they revise manuals and member rights and responsibilities forms, and provide guidance and technical assistance as needed	June 2022	Ongoing ⁶	
If member relocation is necessary: MCOs will be required to submit a relocation work plan at least 90 days prior to the compliance effective date, no later than December 2022	June 2022	March 2023	March 2023

⁶ Based on heightened scrutiny review process, HHSC anticipates ongoing remediation with MCOs to update member-facing materials and service planning documents. HHSC will add this action to its CAP request if needed.

Action Items	Initiation	Planned Completion	COMPLETE
with the expectation that members are relocated by March 2023.			

Individualized Skills and Socialization

DBMD

Action Item	Initiation	Planned Completion	COMPLETE
Amend 1915(c) waiver application	June 2022 (submission to CMS)	March 2023	March 1, 2023
Add TAC rules to outline Medicaid program requirements	December 2021	November 2022	January 1, 2023
Add TAC rules to outline provide licensure requirements	December 2021	November 2022	January 1, 2023
Update program manual ²	March 2022	March 2024	
Update contract monitoring processes to add individualized skills and socialization	March 2022	March 2023	January 1, 2023
Provider communications	December 2021	Ongoing	

HCS

Action Item	Initiation	Planned Completion	COMPLETE
Amend 1915(c) waiver application	June 2022 (submission to CMS)	September 2022	December 20, 2022

Add TAC rules to outline Medicaid program requirements	December 2021	November 2022	January 1, 2023
Add TAC rules to outline provide licensure requirements	December 2021	November 2022	January 1, 2023
Update program handbook ²	March 2022	March 2024	
Update program billing guidelines ²	March 2022	March 2023	April 1, 2023
Update provider monitoring processes to include individualized skills and socialization	March 2022	December 2022	January 1, 2023
Provider communications	December 2021	Ongoing	

TxHmL

Action Item	Initiation	Planned Completion	COMPLETE
Amend 1915(c) waiver application	December 2021	September 2022	December 20, 2022
Add TAC rules to outline Medicaid program requirements	December 2021	November 2022	January 1, 2023
Add TAC rules to outline provide licensure requirements	December 2021	November 2022	January 1, 2023
Update program policy manual ²	March 2022	March 2024	
Update provider monitoring processes to include individualized skills and socialization	March 2022	March 2023	January 1, 2023
Provider communications	December 2021	Ongoing	

Heightened Scrutiny

STAR+PLUS HCBS Assisted Living Facility (ALF) Settings

Action Item	Initiation	Planned Completion	COMPLETE
STAR+PLUS managed care organizations (MCOs) conduct site-specific assessments of each ALF setting	November 2021	March 2022	March 2022
HHSC review and validate MCO assessments	March 2022	November 2022	November 2022
ALF settings complete required remediation	March 2022	March 2024	
Post initial list of ALF settings for heightened scrutiny	September 2021	October 2021	October 2021
Post final list of ALF settings for heightened scrutiny, with summary of noncompliance findings	May 2022	June 2022	June 2022
Submit list of ALF settings to CMS	June 2022	July 2022	July 2022
CMS selects sample of settings for which to review evidence packets	July 2022	November 2022	November 2022
Submit evidence packets for selected settings to CMS	November 2022	January 2023	January 2023
CMS conducts on-site visits to sample of ALF settings	February 2023	February 2023	February 13-16, 2023
Implement remediation required by CMS following site visits	February 2023	March 2024	

NOTE: HHSC anticipates additional setting types will need to undergo heightened scrutiny. HHSC will assess and submit additional setting(s) to CMS on an ongoing basis as they are identified.