

**IDAPA 16 - DEPARTMENT OF HEALTH AND WELFARE**

**16.03.18 - MEDICAID COST-SHARING**

**DOCKET NO. 16-0318-1501**

**NOTICE OF INTENT TO PROMULGATE RULES - NEGOTIATED RULEMAKING**

**AUTHORITY:** In compliance with Sections 67-5220(1) and 67-5220(2), Idaho Code, notice is hereby given that this agency intends to promulgate rules and desires public comment prior to initiating formal rulemaking procedures. This negotiated rulemaking action is authorized pursuant to Sections 56-202(b), 56-253, 56-257, Idaho Code, and Title XIX and Title XXI of the Social Security Act.

**MEETING SCHEDULE:** A public meeting for negotiated rulemaking will be held as follows.

**Tuesday, July 21, 2015 - 2:00 p.m. MDT**

**Medicaid Central Office  
3232 W. Elder Street  
Conf. Room D -- West/East  
Boise, ID**

**PARTICIPATION BY TELECONFERENCE  
(for those who are unable to attend the meeting)**

**Call: 1-(877)-820-7831  
At Prompt enter Participant Code: 169996**

Each meeting site will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the meeting, to the agency address below.

**METHOD OF PARTICIPATION:** Persons wishing to participate in the negotiated rulemaking may do any of the following:

1. Attend the negotiated rulemaking meetings and participate in the negotiation process;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meetings;
3. Submit written recommendations and comments to the following, on or before July 24, 2015.

Medicaid Central Office  
Idaho Department of Health & Welfare  
Attn: Alexandra Fernández  
PO Box 83720  
Boise, ID 83720-0036  
FAX: (208) 332-7283

Hand Deliver to:  
3232 W. Elder Street  
Boise, ID 83705

**DESCRIPTIVE SUMMARY:** The following is a nontechnical explanation of the substance and purpose of the rulemaking:

Advocates representing Idaho's disabled residents have requested the Department of Health and Welfare review the Personal Needs Allowance (PNA) amounts used in the financial eligibility calculation for those Medicaid waiver participants who reside in the community and are responsible for their rent or mortgage expenses. The Department has determined that while the Supplemental Security Income (SSI) figure is adjusted annually by the Social Security Administration to account for cost of living increases, it has not kept pace with the increase of housing and utility expenses in Idaho. An adjustment to the PNA is needed ensure that Medicaid waiver participants are permitted a

sufficient allowance within their financial eligibility calculation to rent or own a reasonably priced home or apartment without causing undue financial hardship.

The negotiated rulemaking meeting listed above will allow stakeholders to provide their input concerning the proposed changes to the Personal Needs Allowance.

**CONTACT INFORMATION, WEB ADDRESS, ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS:** For assistance on technical questions concerning this negotiated rulemaking, contact Alexandra Fernández at (208) 287-1156 or email [Fernanda@dhw.idaho.gov](mailto:Fernanda@dhw.idaho.gov).

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the contact person named above and must be delivered on or before July 24, 2015.

DATED this 5th Day of June, 2015.

Tamara Prisock  
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