

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

**16.03.10 – MEDICAID ENHANCED PLAN BENEFITS**

**DOCKET NO. 16-0310-1802**

**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), 56-203, 56-250 through 56-257, 56-260 through 56-266, and 56-1610, Idaho Code.

**MEETING SCHEDULE:** A public meeting on the negotiated rulemaking will be held as follows:

<b>PUBLIC (LIVE) MEETING</b>
<b>Thursday, June 14, 2018 - 2:00 p.m. (MDT)</b>
<b>Department of Health &amp; Welfare Division of Medicaid Office - Conference Room D-East 3232 Elder Street, Boise, ID 83705</b>
<b>TELECONFERENCE CALL-IN 1:00 p.m. (PDT) / 2:00 p.m. (MDT)</b>
<b>Toll Free: 1-877-820-7831 / Participant Code: 614545</b>
<b>WebEx Information:</b>
<b>Event number: 665 130 774 / Event Password: BLTC Event Address for Attendees: <a href="https://idahohomechoicemfpevents.webex.com/idahohomechoicemfpevents/onstage/g.php?MTID=eabc732c09b5584213c3450f47ea705d3">https://idahohomechoicemfpevents.webex.com/idahohomechoicemfpevents/onstage/g.php?MTID=eabc732c09b5584213c3450f47ea705d3</a></b>
<i>*The WebEx is limited to the first 100 participants that join, but the audio line does not have a limit. Please feel free to join by phone if you are unable to join the online portion.</i>

The meeting site will be accessible to persons with disabilities, if needed. 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 meeting as scheduled above;
2. Provide oral or written recommendations, or both, at the negotiated rulemaking meeting; or
3. Submit written recommendations and comments to this address on or before Friday, June 29, 2018:

Upon conclusion of the negotiated rulemaking, any unresolved issues, all key issues considered, and conclusion reached during the negotiated rulemaking will be addressed in a written summary. The summary will be made available to interested persons who contact the agency or, if the agency chooses, the summary may be posted on the agency website.

**Send to:**  
Idaho Department of Health and Welfare  
Division of Medicaid  
Attn: Katie Davis, Program Specialist  
P.O. Box 83720  
Boise, ID 83720-0009  
Email: [IHCMFP@dhw.idaho.gov](mailto:IHCMFP@dhw.idaho.gov)

**Hand Deliver to:**  
Idaho Department of Health and Welfare  
Division of Medicaid  
Attn: Katie Davis, Program Specialist  
3232 Elder Street  
Boise, ID 83705

**DESCRIPTIVE SUMMARY AND STATEMENT OF PURPOSE:** The following is a statement in nontechnical language of the substance and purpose of the intended negotiated rulemaking and the principal issues involved:

Transition Management and Transition Service benefits needs to be added to the Aged and Disabled (A&D) Waiver Section as well as the Adult Developmental Disabilities (DD) Waiver Section of IDAPA. These services directly benefit waiver participants by supporting individuals who are able to transition out of institutional care settings, such as skilled nursing facilities and intermediate care facilities for individuals with intellectual disabilities, to live in community settings. The proposed rule change needs to accomplish two outcomes:

- a. Add two new service definitions under Sections 326 and 703; and
- b. Add qualifications for providers that render these services under Sections 328 and 705.

Medicaid incurs significantly less cost by serving individuals in community settings rather than institutional settings. The goal of this rule change is to ensure Medicaid is meeting the federal expectation to sustain these benefits and reach the targeted need.

**ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS, OBTAINING DRAFT COPIES:** For assistance on technical questions concerning this negotiated rulemaking or to obtain a preliminary draft copy of the rule text, contact Katie Davis, (208) 364-1933, or email [IHCMFP@dhw.idaho.gov](mailto:IHCMFP@dhw.idaho.gov).

Materials pertaining to the negotiated rulemaking for this docket, including any available preliminary rule drafts, can be found on the Department's main Medicaid webpage at <http://healthandwelfare.idaho.gov/Medical/Medicaid/tabid/123/Default.aspx>, in the "Rulemaking" section of the right-hand column under the "2018" drop-down.

Anyone may submit written comments regarding this negotiated rulemaking. All written comments must be directed to the undersigned and must be delivered on or before June 29, 2018.

DATED this 30th day of April, 2018.

Tamara Prisock  
DHW – Administrative Rules Unit  
450 W. State Street – 10th Floor  
P.O. Box 83720  
Boise, ID 83720-0036  
Phone: (208) 334-5500  
Fax: (208) 334-6558  
E-mail: [dhwrules@dhw.idaho.gov](mailto:dhwrules@dhw.idaho.gov)