

Now Available: Home and Community-Based Settings Rule Assessments Licensing Results for Fiscal Year 2020-2021 ODP Announcement 21-092

AUDIENCE:

All interested stakeholders

PURPOSE:

The purpose of this communication is to inform all interested persons of the availability of the first report that assesses provider compliance with the Home and Community-Based Settings Rule for the Office of Developmental Programs (ODP).

DISCUSSION:

ODP is pleased to announce the availability of the first *Home and Community-Based Settings Rule Assessments* report at https://www.dhs.pa.gov/contact/DHS-Offices/Documents/ODP/HCBS_LicensingReport_FY2021_PUBLISH.pdf. This report contains licensing inspection data gathered during licensing inspections completed in Fiscal Year 2020-2021. As part of ODP's commitment to ensuring compliance with the HCBS Settings Rule, an annual report containing results from licensing inspections will be released.

The Home and Community-Based Services (HCBS) Settings Rule, which became effective in March of 2014, was created by the Centers for Medicare and Medicaid Services (CMS) to enhance the quality of HCBS, provide protections to individuals, ensure individuals receiving HCBS have full access to the benefits of community living, and that individuals have the opportunity to receive services in the most integrated setting appropriate. Having full access to the benefits of community living and integrated community settings includes opportunities to seek employment, work in competitive and integrated settings, engage in community life, control personal resources, and receive services in the community to the same degree as people who do not receive HCBS.

The HCBS Settings Rule requires states to assess all services and service locations that receive funding or payment through an approved HCBS waiver. To build a foundation for this assessment, ODP incorporated requirements into licensing and programmatic regulations 55 Pa. Code Chapters 2380, 2390, 6100, 6400, and 6500, that align with the HCBS Settings Rule. The regulations were published on October 5, 2019, with most requirements becoming effective on February 1, 2020.

CONTACT:

Questions about this communication should be directed to RA-PWODPHCBSSETTINGS@pa.gov.