

June 29, 2022

<Provider Name>  
<Provider Address 1>  
<City> <State> zipcode5-zipcode4

Dear Provider:

The Michigan Department of Health and Human Services (MDHHS) provides Home and Community Based Services (HCBS) to individuals in the Medicaid program. These services help Michigan citizens who are elderly, have a disability, or other health issues live at home or in the community instead of an institution. MDHHS offers many of these services through waivers that were approved by the Centers for Medicare & Medicaid Services (CMS).

In 2014, CMS released a rule for HCBS waivers called the HCBS Final Rule. This rule requires that all settings that provide HCBS-funded services meet specific criteria in order to continue to receive that funding. The final date for all settings to be HCBS-compliant is March 17, 2023.

MDHHS is responsible to ensure every setting providing HCBS services meets the requirements of the rule. In order to assess the compliance of a setting, each setting was surveyed to provide information related to the physical location of the setting as well as how the setting supports the rights and freedoms of individuals who receive HCBS-funded services. Based upon a setting's response to the surveys, a compliance status was identified. The possible statuses for a setting were compliant, out of compliance, and requires heightened scrutiny (HS).

MDHHS is now providing an opportunity for all interested parties to review the evidence provided and then share their perspective for those settings that fall under heightened scrutiny. This is called the public comment period. MDHHS will post the information gathered about the settings on a public webpage for review and comment by the public. The public can review the evidence provided to support the claim that they are HCBS-compliant and should be allowed to continue to provide HCBS-funded services.

MDHHS welcomes all stakeholder feedback regarding the settings identified. MDHHS will begin the public comment period with the posting of all HS settings. The 30-day public comment period will begin **July 1, 2022** and end on **July 31, 2022**. All comments on this topic should include a "MI Choice HS Comment" reference in the subject line of the e-mail. Stakeholders should only submit comments related to the settings in HS. MDHHS will prepare a consultation summary based on these comments which will be made available at the website below following the end of the comment period. There is no public hearing scheduled for this HS Review.

L 22-23

For additional information regarding non electronic access to the public comment information, or to provide a comment through non-electronic methods, see below:

Webpage address to review Public Comment information:

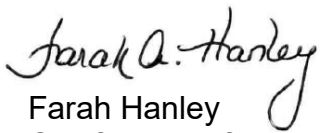
[https://www.michigan.gov/mdhhs/0,5885,7-339-71547\\_2943\\_4857-16263--,00.html](https://www.michigan.gov/mdhhs/0,5885,7-339-71547_2943_4857-16263--,00.html).

To request the paper version or to make the public comment, commenters will call 517-284-0398 or e-mail the HCBS team at [amouzouf@michigan.gov](mailto:amouzouf@michigan.gov).

Thank you for your interest and support as we work to make all settings across the state of Michigan HCBS-compliant.

An electronic version of this document is available at [www.michigan.gov/medicaidproviders](http://www.michigan.gov/medicaidproviders) >> Policy, Letters & Forms.

Sincerely,



Farah Hanley  
Chief Deputy for Health