

# **Now Available: Performance-Based Contracting and Amendments to the Consolidated, Community Living, and Person/Family Directed Support Waivers Approved by the Centers for Medicare and Medicaid Services (CMS)**

## **ODP Announcement 24-096**

### **AUDIENCE:**

- Individuals and Families
- Providers of Consolidated, Community Living, and Person/Family Directed Support (P/FDS) Waiver services
- Supports Coordination Organizations (SCOs)
- Administrative Entities (AEs)
- Other interested persons

### **PURPOSE:**

The purpose of this announcement is to inform all interested parties that the Centers for Medicare and Medicaid Services (CMS) approved the 1915(b)(4) Performance-Based Contracting waiver and the Consolidated, Community Living, and P/FDS Waiver amendments effective January 1, 2025. All waivers are available on the Department of Human Services' (DHS) website.

## DISCUSSION:

The Office of Developmental Programs (ODP) is pleased to announce that the 1915(b)(4) Performance-Based Contracting waiver for residential services and amendments to the Consolidated, Community Living, and P/FDS Waivers were approved by CMS on September 26, 2024. All waivers are effective January 1, 2025. As communicated in ODP Announcement 24-071, the waivers were submitted to CMS on July 26, 2024. Since that time, ODP has engaged in discussions with CMS. No substantive changes were made to the waivers based on those discussions.

Information regarding Performance-Based Contracting for Residential Habilitation, Life Sharing, and Supported Living services delivered through the Consolidated and Community Living Waivers can be accessed at [Performance-Based Contracting – MyODP](#).

In addition to changes needed to implement Performance-Based Contracting, the following major changes were included in the Consolidated, Community Living, and P/FDS Waivers:

- American Sign Language – English Interpreter service will be added.
- Billable indirect activities will be added to the Benefits Counseling service and the fiscal year limit will increase from 15 to 24 hours.
- Clarification about evaluations will be added to the Assistive Technology service.
- The fiscal year limit for Music, Art and Equine Assisted Therapy will increase from 26 to 52 hours.

Each full waiver application, as well as a record of all substantive changes, is available online at:

[Consolidated Waiver](#)

[Community Living Waiver](#)

[P/FDS Waiver](#)

ODP will be holding one webinar to provide a general overview of Performance-Based Contracting and additional major changes made in the approved waivers. There will be time during the session for presenters to answer questions submitted by participants during the webinar. The date, time, and registration link for these webinars are as follows:

**Consolidated, Community Living, and P/FDS Waiver Amendment Overview**

October 30, 2024

11:00 am to 12:00 pm

[Register Here](#)

ODP will hold additional webinars and publish guidance and clarification specific to the new American Sign Language – English Interpreter service.

**CONTACT:**

Questions about this communication should be directed to the appropriate ODP Regional Office.