

Policy Clarifications – Medicaid – Long Term Care PMN – 18898-489

Submitted: 4/30/2018

Agency: CAOs

Subject: OBRA Waiver Recipient Re-Assessments

Question: Must current OBRA Waiver recipients in Community HealthChoices (CHC) phase 2 counties receive a new assessment prior to the implementation of CHC in those areas?

Response By: Division of Health Services

Date: 05/01/18

Yes, current OBRA waiver recipients will have assessments completed to determine their current level of care prior to CHC implementation. Area Agencies on Aging (AAA) will be conducting the level of care assessments.

On February 20, 2018, letters were mailed to all OBRA recipients in the Southeast Zone informing them of the upcoming assessment and what the impact will be based on the outcome.

- If it is determined that the recipient is Nursing Facility Ineligible (NFI), they will remain in the OBRA waiver.
- If it is determined that the recipient is Nursing Facility Clinically Eligible (NFCE), they will be transitioned to the CHC waiver.

A key component of the CHC implementation is the transition of all Office of Long Term Living (OLTL) waiver participants aged 18 through 20 to the OBRA Waiver. Attendant Care and Independence Waiver participants living in the Southeast zone who are 18 through 20 years old will be transitioned to the OBRA Waiver until they turn 21 and are then eligible for CHC. The Southeast zone includes Bucks, Chester, Delaware, Montgomery, and Philadelphia Counties. The OBRA Waiver will continue to be available Statewide even after CHC implementation.

Attachment: [Sample OBRA Recipient Communication Letter](#)