

## NOTICE OF RULE MAKING

The Director of the Division of Medical Services hereby issues the following proposed medical assistance rule(s) under one or more of the following chapters or sections of the Arkansas Code: 20-10-211(a), 20-10-203(b), 20-76-433, 25-10-129, and Title 20, Chapter 77.

**Effective September 1, 2016, the Arkansas Department of Human Services is renewing the Alternative Community Services (ACS) 1915(c) Home and Community Based Services (HCBS) waiver to provide services for participants who meet eligibility requirements. This renewal will add 100 reserve capacity slots to phase in eligible children who are in the custody of Division of Children and Family Services (DCFS); add Supportive Living retainer payments to providers; and add requirements of case management regarding conflict of interest, including a stipulation that prohibits an Organization from providing case management and any direct service to the same person and add provision for case management through contracted provider. It will also remove restriction on paying overtime to family members hired as staff working more than 40 hours per week and will change the effective term of Interim Plan of Care (IPOC) from 90 days to 60 days. The application was written to include all requirements stated in the Centers for Medicare and Medicaid Services (CMS) Final Rule on HCBS and to address required assurances and sub assurances so they are measurable and have a direct impact on quality. The estimated annual cost for SFY 2018 will be \$2,605,050.**

The proposed policy is available for review at the Division of Medical Services, Program Development and Quality Assurance, 2nd floor Donaghey Plaza South Building, 7th and Main Streets, P. O. Box 1437, Slot S295, Little Rock, Arkansas 72203-1437. You may also access it on the Medicaid website ([www.medicaid.state.ar.us](http://www.medicaid.state.ar.us)), and download it from the "Proposed Rules For Public Comment" section of the website's *General* menu. Policy accessed from this location will be watermarked with the word "Proposed". All comments must be submitted in writing, at the above address, no later than July 12, 2016.

If you need this material in a different format, such as large print, contact our office at 320-6429.

The Arkansas Department of Human Services is in compliance with Titles VI and VII of the Civil Rights Act and is operated, managed and delivers services without regard to religion, disability, political affiliation, veteran status, age, race, color or national origin. **4501545928 EL**

---

Dawn Stehle  
Director  
Division of Medical Services