

1135 State Waivers – Approvals

Current as of 21 April 2020

Under a disaster or emergency declaration and a public health emergency, the HHS Secretary is authorized to take additional actions to provide programmatic flexibility in Medicare, Medicaid and the Children’s Health Insurance Program through [section 1135 waivers](#). The Secretary may issue [blanket waivers](#), or may approve state specific waivers. Waivers end no later than the termination of the emergency period. CMS recently released a [checklist](#) for states to aid in the development of 1135 waivers requests.

To-date, CMS has approved 53 state waivers. The below chart summarizes the key elements of each.

State	Date	Suspend PASRR Levels I and II	Suspend Medicaid FFS Prior Auth	Extend pre-existing authorizations	Provider Enrollment	Fair Hearing Requests & Appeal Timelines	Care in Alternative Settings	Other Provisions
Alabama	3/23	Yes	No	No	No	No	No	
Alaska	4/2	Yes	Yes	Yes	Yes	Yes	Yes	Waives Tribal consultation
Arizona	3/23	Yes	Yes	Yes	Yes	No	No	
Arkansas	4/2	Yes	No	No	Yes	Yes	No	Waives public notice requirements and SPA submission deadlines
California	3/23	No	Yes	Yes	Yes	Yes	No	Allows facilities, including NFs, intermediate care facilities for individuals with IDD, psychiatric residential treatment facility, to be fully reimbursed for services rendered to an unlicensed facility.
CNMI	4/14	No	Yes	Yes	Yes	Yes	Yes	
Colorado	3/26	Yes	Yes	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Connecticut	3/27	No	Yes	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Delaware	3/27	Yes	Yes	Yes	Yes	Yes	No	
District of Columbia	4/2	Yes	Yes	Yes	Yes	No	Yes	Waives SPA submission deadline and public notice
Florida	3/16	Yes	No	No	Yes	Yes	Yes	Allows for waiver or modification of pre-approval requirements to permit services provided on or after March 1, 2020 through the public health emergency
Georgia	4/1	Yes	Yes	Yes	Yes	Yes	Yes	

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Suspend PASRR Levels I and II	Suspend Medicaid FFS Prior Auth	Extend pre-existing authorizations	Provider Enrollment	Fair Hearing Requests & Appeal Timelines	Care in Alternative Settings	Other Provisions
Hawaii	3/26	Yes	Yes	No	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Idaho	3/26	Yes	Yes	Yes	Yes	No	Yes	
Illinois	3/23	Yes	Yes	Yes	Yes	Yes	Yes	
Indiana	3/25	Yes	Yes	Yes	Yes	Yes	Yes	
Iowa	3/25	Yes	No	No	No	No	No	
Kansas	3/24	Yes	Yes	Yes	Yes	Yes	No	
Kentucky	3/25	Yes	Yes	No	Yes	Yes	Yes	
Louisiana	3/23	Yes	No	No	Yes	Yes	Yes	
Maine	4/7	Yes	Yes	Yes	Yes	Yes	Yes	Waives SPA submission deadline, public notice, and tribal consultation
Maryland	3/27	Yes	Yes	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Massachusetts	3/26	Yes	Yes	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Michigan	4/6		Yes	Yes	Yes		Yes	Waives SPA submission deadline, public notice and tribal consultation
Minnesota	3/27	No	Yes	No	Yes	Yes	Yes	
Mississippi	3/23	Yes	Yes	Yes	Yes	Yes	Yes	
Missouri	3/25	Yes	Yes	Yes	Yes	Yes	Yes	State Plan Amendment Flexibilities, Submission Deadline and Public Notice waiver for public notice requirements applicable to the state plan amendment submission process
Montana	3/30	Yes	Yes	Yes	Yes	Yes	Yes	
Nebraska	4/2	Yes	Yes	No	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Nevada	4/7	Yes	No	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation
New Hampshire	3/23	Yes	Yes	Yes	Yes	Yes	Yes	

1135 State Waivers – Approvals

Current as of 21 April 2020

State	Date	Suspend PASRR Levels I and II	Suspend Medicaid FFS Prior Auth	Extend pre-existing authorizations	Provider Enrollment	Fair Hearing Requests & Appeal Timelines	Care in Alternative Settings	Other Provisions
New Jersey	3/23	Yes	Yes	Yes	Yes	Yes	Yes	
New Mexico	3/23	Yes	Yes	Yes	Yes	Yes	No	
New York	3/26	Yes	Yes	Yes	Yes	Yes	Yes	
North Carolina	3/23	Yes	Yes	No	Yes	Yes	Yes	
North Dakota	3/24	Yes	Yes	Yes	Yes	Yes	No	Flexibility to modify the timeframes associated with tribal consultation, including shortening the number of days before submission or conducting consultation after submission of the SPA
Oklahoma	3/24	Yes	Yes	No	Yes	Yes	Yes	
Oregon	3/25	Yes	Yes	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Pennsylvania	3/27	Yes	Yes	Yes	Yes	Yes	Yes	
Puerto Rico	4/14	No	No	No	Yes	Yes	No	
Rhode Island	3/25	No	Yes	Yes	Yes	Yes	No	
South Carolina	3/30	Yes	No	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
South Dakota	3/24	Yes	No	No	Yes	Yes	Yes	
Tennessee	3/30	Yes	No	No	Yes	No	Yes	
Texas	3/30	Yes	No	Yes	Yes	Yes	No	Waiver of public notice requirements applicable to the state plan amendment submission process
U.S. Virgin Islands	4/7	No	Yes	Yes	Yes	Yes	No	
Utah	4/10	Yes	Yes	No	Yes	Yes	Yes	Waive tribal consultation
Vermont	3/30	Yes	Yes	Yes	Yes	Yes	Yes	
Virginia	3/23	No	Yes	Yes	No	Yes	No	
Washington	3/19	Yes	Yes	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements



State	Date	Suspend PASRR Levels I and II	Suspend Medicaid FFS Prior Auth	Extend pre-existing authorizations	Provider Enrollment	Fair Hearing Requests & Appeal Timelines	Care in Alternative Settings	Other Provisions
West Virginia	3/30	Yes	Yes	Yes	Yes	Yes	Yes	Waives public notice and Tribal Consultation to modify and waive preapproval requirements
Wisconsin	4/20	Yes	Yes	Yes	Yes	No	Yes	Waives SPA submission deadline, public notice and tribal consultation
Wyoming	3/27	Yes	Yes	No	Yes	Yes	Yes	

Appendix K: Emergency Preparedness and Response

This appendix may be used by the state in emergency situations to request amendments to its approved waiver. This includes actions that states can take under the existing 1915(c) home and community-based waiver authority in order to respond to an emergency.

State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
AK	3/25	<ul style="list-style-type: none"> Temporarily increase cost limits for entry into waiver Temporarily modify processes for level of care evaluations or re-evaluations Extend reassessment and reevaluation due dates 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals Adjust prior approval/authorization elements in approved waiver Add electronic method of document signing 	<ul style="list-style-type: none"> settings where services may be provided Temporarily expand payment for services to support waiver participants in acute care hospital or short-term institutional stay when necessary supports are not available in that setting or when individual requires those services for communication and behavioral stabilization and services are not 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible relatives (if not already permitted in waiver) Temporarily modify provider qualifications Temporarily increase payment rates Temporarily include retainer payments to address 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other participant safeguards to ensure individual health and welfare and account for emergency circumstances

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
					covered in such settings	emergency related issues	
AZ	4/6			<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided 	<ul style="list-style-type: none"> Temporarily include retainer payments to address emergency related issues Allow spouses and parents of minor children to provide personal care services Modify service providers for home-delivered meals to allow for additional providers, including non- 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management or other participant safeguards to ensure individual health and welfare, and to account for emergency circumstances

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				<ul style="list-style-type: none"> • Add an electronic method of service delivery allowing services to continue to be provided remotely in the home setting • Allow an extension for reassessments and reevaluations for up to one year past the due date • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 		traditional providers <ul style="list-style-type: none"> • Temporarily increase payment rates 	
CA	4/2	<ul style="list-style-type: none"> • Temporarily modify processes for level of care evaluations or re-evaluations • Imminent needs of individuals in the waiver programs 	<ul style="list-style-type: none"> • Temporarily modify service scope or coverage • Temporarily institute or expand opportunities 	<ul style="list-style-type: none"> • Temporarily modify person-centered plan development process and responsible individuals, including qualifications 	<ul style="list-style-type: none"> • Temporarily expand settings where services may be provided 	<ul style="list-style-type: none"> • Temporarily permit payment for services rendered by family caregivers or legally responsible relatives (if not 	<ul style="list-style-type: none"> • Temporarily modify incident reporting requirements, medication management, or other participant

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
		<ul style="list-style-type: none"> Temporarily modify additional targeting criteria 				<p>already permitted in waiver)</p> <ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily modify provider types Temporarily include retainer payments to address emergency related issues 	<p>safeguards to ensure individual health and welfare and account for emergency circumstances</p>
CO	3/26	<ul style="list-style-type: none"> Temporarily increase cost limits for entry into waiver Temporarily modify additional targeting criteria Temporarily modify processes for level of care evaluations or re-evaluations Permit virtual evaluations, assessments, and person-centered planning meetings in lieu of face-to-face 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency Temporarily add services to address the emergency Temporarily institute or expand opportunities for self-direction Add medical supplied, equipment, and appliance 	<ul style="list-style-type: none"> Add electronic method of service delivery to continue services remotely in home Adjust prior approval/authorization elements in approved waiver Address assessment requirements 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily increase payment for services to support waiver participants in acute care hospital or short-term institutional stay when necessary supports are not available in that setting or when individual requires those services for communication and behavioral stabilization and services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible relatives (if not already permitted in waiver) Temporarily modify provider qualifications Temporarily increase payment rates Temporarily include retainer payments to address emergency related issues 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other participant safeguards to ensure individual health and welfare and account for emergency circumstances

1135 State Waivers – Approvals

Current as of 21 April 2020



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CT	3/27	<ul style="list-style-type: none"> Temporarily increase the cost limits for entry into the waiver Temporarily modify processes for level of care evaluations or re-evaluations Extend reassessment and reevaluation due dates 	<ul style="list-style-type: none"> Temporarily modify services scope or coverage Temporarily exceed service limitations or requirements for amount, duration, and prior authorization to address health and welfare issues Temporarily add services to the waiver to address the emergency situation Temporarily provide services in out of state settings 	<ul style="list-style-type: none"> Add electronic method of service delivery to continue services remotely in home Continuous residential services increase bed capacity temporarily if necessary Allow option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings Adjust prior authorization/approval elements approved in waiver Adjust assessment requirements Add an electronic method of signing off on required documents such as the person-centered service plan 	<ul style="list-style-type: none"> Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible relatives (if not already permitted in waiver) Temporarily modify provider qualifications Temporarily modify licensure or other requirements for settings where waiver services are furnished Temporarily include retainer payments to address emergency related issues Permit substitution of lower level staff in a service plan, in order to maximize use of available staffing resources Allow spouses and parents of minor children to 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other participant safeguards to ensure individual health and welfare and account for emergency circumstances

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
						provide personal care services	
DC	4/17	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> Temporarily exceed service limitations or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Temporarily modify person-centered service plan development process and individuals responsible for person-centered service plan development, including qualifications Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic method of service delivery allowing services to continue to be provided remotely in the home setting Allow an extension for reassessments and reevaluations for up to one year past the due date 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily modify licensure or other requirements for settings where waiver services are furnished Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible individuals if not already permitted under the waiver Temporary modify provider qualifications Temporarily increase payment rates Temporarily include retainer payments to address emergency related issues Allow a family member to be paid to render services to an individual Modify service providers for home-delivered meals to allow for additional providers, 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management or other participant safeguards to ensure individual health and welfare, and to account for emergency circumstances

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				<ul style="list-style-type: none"> • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 		including non-traditional providers	
FL	4/17			<ul style="list-style-type: none"> • Add an electronic method of service delivery allowing services to continue to be provided remotely in the home setting • Allow an extension for reassessments and reevaluations for up to one year past the due date • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings 			<ul style="list-style-type: none"> • The state will delay submission of the evidentiary report and 372 report for up to six months past the end of the state of emergency

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				<ul style="list-style-type: none"> Adjust assessment requirements Add an electronic method of signing off on required documents such as the person-centered service plan 			
GA	4/9	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations Temporarily increase the cost limits for entry into the waiver 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limitations or requirements for amount, duration, and price to address health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily provide services in out of state settings Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or responsible individuals Temporarily modify provider qualifications Temporarily increase payment rates Temporarily include retainer payments to address emergency related issues 	

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
HI	3/27	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations Permit virtual evaluations, assessments, and person-centered planning meetings in lieu of face-to-face 	<ul style="list-style-type: none"> Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency Add medical supplies, equipment, and appliance 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals Add electronic method of service delivery to continue services remotely in home Add electronic method of document signing 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily expand payment for services to support waiver participants in acute care hospital or short-term institutional stay when necessary supports are not available in that setting or when individual requires those services for communication and behavioral stabilization and services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily include retainer payments to address emergency related issues 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other participant safeguards to ensure individual health and welfare and account for emergency circumstances
IA	3/31		<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limitations or requirements for amount, duration, and prior authorization to address health and welfare issues presented by the emergency Temporarily add services to the waiver 	<ul style="list-style-type: none"> Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic Add an electronic method of service delivery allowing 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not 	<ul style="list-style-type: none"> Temporarily include retainer payments to address emergency related issues Allow spouses and parents of minor children to provide personal care services Allow a family member to be paid to render 	<ul style="list-style-type: none"> Conflict of interest: the state is responding to the COVID-19 pandemic personnel crisis by authorizing case management entities to provide direct services.

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
			<p>to address the emergency situation</p> <ul style="list-style-type: none"> Temporarily institute or expand opportunities for self-direction 	<p>services to continue to be provided remotely in the home setting</p> <ul style="list-style-type: none"> Allow an extension for reassessments and reevaluations for up to one year past the due date Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings Adjust prior approval/ authorization elements approved in waiver Adjust assessment requirements Add an electronic method of signing off on required documents such as the person-centered service plan 	<p>available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings</p>	<p>services to an individual</p> <ul style="list-style-type: none"> Modify service providers for home-delivered means to allow for additional providers, including non-traditional providers 	
KS	4/1	<ul style="list-style-type: none"> Temporarily modify additional targeting criteria 	<ul style="list-style-type: none"> Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues 	<ul style="list-style-type: none"> Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily allow for payment for services for the purpose of 	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily modify provider types Temporarily modify licensure 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
			<p>presented by the emergency</p> <ul style="list-style-type: none"> • Temporarily add services to the waiver to address the emergency • Temporarily add services to the waiver to address the emergency situation 	<p>after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic</p> <ul style="list-style-type: none"> • Add an electronic method of service delivery allowing services to continue to be provided remotely in the home setting • Allow an extension for reassessments and reevaluations for up to one year past the due date • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings • Adjust prior approval/ authorization elements approved in waiver • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 	<p>supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings</p>	<p>or other requirements for settings where waiver services are furnished</p> <ul style="list-style-type: none"> • Allow spouses and parents of minor children to provide personal care services • Allow a family member to be paid to render services to an individual • Allow other practitioners in lieu of approved providers within the waiver • Modify service providers for home-delivered meals to allow for additional providers including non-traditional providers 	<p>participant safeguards to ensure individual health and welfare and account for emergency circumstances</p>

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
KY	3/25	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations Permit virtual evaluations, assessments, and person-centered planning meetings in lieu of face-to-face 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency Temporarily institute or expand opportunities for self-direction 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals Add electronic method of service delivery to continue services remotely in home Adjust prior approval/authorization elements in approved waiver Add electronic method of document signing 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided 	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily increase payment rates Temporarily include retainer payments to address emergency related issues Allow case management entities to provide direct services 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other participant safeguards to ensure individual health and welfare and account for emergency circumstances
MD	4/7	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily add services to the waiver to address the emergency situation 	<ul style="list-style-type: none"> Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic Add an electronic method of service delivery allowing services to continue to be provided remotely in the home setting Allow an extension for reassessments and 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily modify licensure or other requirements for settings where waiver services are furnished Temporarily expand settings where services may be provided payment for services to support waiver participants in acute care hospital or short-term institutional 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible individuals if not already permitted under the waiver Temporarily modify provider qualifications Temporarily modify provider types Temporarily include retainer payments to address 	

1135 State Waivers – Approvals

Current as of 21 April 2020



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				reevaluations for up to one year past the due date <ul style="list-style-type: none"> • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 	stay when necessary supports are not available in that setting or when individual requires those services for communication and behavioral stabilization and services are not covered in such settings	emergency related issues <ul style="list-style-type: none"> • Allow spouses and parents of minor children to provide personal care services • Allow a family member to be paid to render services to an individual • Allow other practitioners in lieu of approved providers within the waiver 	
MN	3/27	<ul style="list-style-type: none"> • Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> • Temporarily modify service scope or coverage 	<ul style="list-style-type: none"> • Add electronic method of service delivery to continue services remotely in home 			
MS	4/7		<ul style="list-style-type: none"> • Temporarily add services to the waiver to address the emergency situation • Temporarily exceed service limitations or requirements for amount, duration and prior authorization to address health and welfare issues 	<ul style="list-style-type: none"> • Temporarily modify person-centered plan development process and responsible individuals • Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, 	<ul style="list-style-type: none"> • 	<ul style="list-style-type: none"> • Temporarily permit payment for services rendered by family caregivers or legally responsible individuals if not already permitted under the waiver 	<ul style="list-style-type: none"> • Temporarily modify incident reporting requirements, medication management or other participant safeguards to ensure individual

1135 State Waivers – Approvals

Current as of 21 April 2020



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			presented by the emergency	for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic <ul style="list-style-type: none"> • Add an electronic method of service delivery • Allow an extension for reassessments and reevaluations for up to one year past the due date • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 		<ul style="list-style-type: none"> • Temporarily modify provider qualifications • Temporarily modify provider types • Temporarily increase payment rates • Allow a family member to be paid to render services to an individual • Allow other practitioners in lieu of approved providers within the waiver 	health and welfare, and to account for emergency circumstances
NC	4/6	<ul style="list-style-type: none"> • Temporarily increase the cost limits for entry into the waiver • Temporarily modify additional targeting criteria 	<ul style="list-style-type: none"> • Temporarily modify services scope or coverage • Temporarily exceed service limitations or requirements for amount, duration and 	<ul style="list-style-type: none"> • Temporarily modify person-centered plan development process and responsible individuals • 	<ul style="list-style-type: none"> • Temporarily expand settings where services may be provided • Temporarily provide services in out of state settings 	<ul style="list-style-type: none"> • Temporarily modify provider qualifications • Temporarily include retainer payments to address 	

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
		<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations Temporarily increase the cost limits for entry into the waiver 	<p>prior authorization to address health and welfare issues presented by the emergency</p>		<ul style="list-style-type: none"> Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization and such services are not covered in such settings 	<p>emergency related issues</p>	
ND	4/7	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limitations or requirements for amount, duration, and prior authorization to address health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Temporarily modify person-centered service plan development process and individuals responsible for person-centered service plan development, including qualifications Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily provide services in out of state settings 	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily increase payment rates Temporarily include retainer payments to address emergency related issues Temporarily permit payment for services rendered by 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management or other participant safeguards to ensure individual health and welfare, and to account for

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic <ul style="list-style-type: none"> • Add an electronic method of service delivery • Allow an extension for reassessments and reevaluations for up to one year past the due date • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 		family caregivers or legally responsible individuals if not already permitted under the waiver	emergency circumstances
NE	4/20	<ul style="list-style-type: none"> • Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> • Temporarily modify service scope or coverage • Temporarily exceed service limits or 	<ul style="list-style-type: none"> • Temporarily modify person-centered service plan development process and individuals 	<ul style="list-style-type: none"> • Temporarily expand settings where services may be provided 	<ul style="list-style-type: none"> • Temporarily increase payment rates 	

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
			<p>requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency</p> <ul style="list-style-type: none"> • 	<p>responsible for person-centered service plan development, including qualifications</p> <ul style="list-style-type: none"> • Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic • Allow an electronic method of service delivery allowing services to continue to be provided remotely in the home setting • Allow an extension for reassessments and reevaluations for up to one year past the due date • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings 	<ul style="list-style-type: none"> • Temporarily modify licensure or other requirements for settings where waiver services are furnished • Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings 	<ul style="list-style-type: none"> • Temporarily modify provider qualifications • Temporarily modify provider types • Temporarily include retainer payments to address emergency related issues 	

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				<ul style="list-style-type: none"> Adjust assessment requirements Add an electronic method of signing off on required documents such as the person-centered service plan 			
NM	3/27	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily expand settings where services may be provided payment for services to support waiver participants in acute care hospital or short-term institutional stay when necessary supports are not available in that setting or when individual requires those services for communication and behavioral stabilization and services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible relatives (if not already permitted in waiver) Temporarily modify provider qualifications Temporarily include retainer payments to address emergency related issues 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other participant safeguards to ensure individual health and welfare and account for emergency circumstances

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
NV	4/15	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluation or re-evaluations 	<ul style="list-style-type: none"> Temporarily exceed service limitations or requirements for amount, duration, and prior authorization to address health and welfare issues presented by the emergency Temporarily add services to the waiver to address the emergency situation 	<ul style="list-style-type: none"> Temporarily modify person-centered service plan development process and individuals responsible for person-centered service plan development, including qualifications Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic Allow an extension for reassessments and reevaluations for up to one year past the due date Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily modify licensure or other requirements for settings where waiver services are furnished 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible individuals if not already permitted under the waiver Temporarily modify provider qualifications Temporarily include retainer payments to address emergency related issues Allow spouses and parents of minor children to provide personal care services Allow a family member to be paid to render services to an individual Modify service providers in lieu of approved providers within the waiver 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management or other participant safeguards to ensure individual health and welfare, and to account for emergency circumstances

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				<ul style="list-style-type: none"> Adjust assessment requirements Add an electronic method of signing off on required documents such as the person-centered service plan Adjust prior approval/authorization elements approved in waiver 			
NY	4/7	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage 	<ul style="list-style-type: none"> Temporarily modify person-centered service plan development process and individuals responsible for person-centered service plan development, including qualifications 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily provide services in out of state settings Temporarily modify licensures where waiver services are furnished 	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily increase payment rates Temporarily include retainer payments to address emergency related issues 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management or other participant safeguards to ensure individual health and welfare, and to account for emergency circumstances
OK	4/3	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily institute or expand opportunities for self-direction 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals, including qualifications 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily provide services in out of state settings 	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily modify licensure or other requirements for settings where 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
			<ul style="list-style-type: none"> Other changes necessary to use HIPAA compliant video conference/telehealth during times of emergency declaration 		<ul style="list-style-type: none"> Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings 	<p>waiver services are furnished</p> <ul style="list-style-type: none"> Temporarily include retainer payments to address emergency related issues 	<p>participant safeguards to ensure individual health and welfare and account for emergency circumstances</p>
PA	3/18	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations Extend reassessment and reevaluation due dates Permit virtual evaluations, assessments, and person-centered planning meetings in lieu of face-to-face 	<ul style="list-style-type: none"> Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency Temporarily exceed service limits or requirements for amount, duration, and prior authorization to 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals Add electronic method of service delivery to continue services remotely in home Adjust prior approval/authorization elements in approved waiver 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily expand payment for services to support waiver participants in acute care hospital or short-term institutional stay when necessary supports are not available in that setting or when individual requires those services for 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible relatives (if not already permitted in waiver) Temporarily modify provider qualifications Temporarily increase payment rates 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management, or other participant safeguards to ensure individual health and welfare and account for

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
			address the health and welfare issues presented by the emergency		communication and behavioral stabilization and services are not covered in such settings • Not allow visitors at any time to minimize spread of infection	• Temporarily include retainer payments to address emergency related issues • Allow case management entities to provide direct services	emergency circumstances
RI	3/24	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations Extend reassessment and reevaluation due dates Permit virtual evaluations, assessments, and person-centered planning meetings in lieu of face-to-face 		<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individual 			
SD	4/6		<ul style="list-style-type: none"> Temporarily exceed service limitations or requirements for amount, duration, and prior authorization to address health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> person-centered plan development process and responsible individuals Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided 	<ul style="list-style-type: none"> Temporarily include retainer payments to address emergency related issues Temporarily modify provider qualifications Allow spouses and parents of minor children to 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements, medication management or other participant safeguards to ensure individual

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic <ul style="list-style-type: none"> • Add an electronic method of service delivery allowing services to continue to be provided remotely in the home setting • Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 		provide personal care services <ul style="list-style-type: none"> • Allow a family member to be paid to render services to an individual • Allow other practitioners in lieu of approved providers within the waiver • Modify service providers for home-delivered meals to allow for additional providers, including non-traditional providers 	health and welfare, and to account for emergency circumstances
UT	4/17	<ul style="list-style-type: none"> • Temporarily modify additional targeting criteria • Temporarily modify processes for level of care evaluation or re-evaluations 	<ul style="list-style-type: none"> • Temporarily exceed service limitations or requirements for amount, duration, and prior authorization to address health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> • Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of 	<ul style="list-style-type: none"> • Temporarily expand settings where services may be provided • Temporarily allow for payment for services for the purpose of supporting waiver participants in an 	<ul style="list-style-type: none"> • Temporarily permit payment for services rendered by family caregivers or legally responsible individuals if not already permitted under the waiver 	<ul style="list-style-type: none"> • Temporarily modify incident reporting requirements, medication management or other participant safeguards to

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
			<ul style="list-style-type: none"> Increase Factor C 	<p>infection during the COVID-19 pandemic</p> <ul style="list-style-type: none"> Allow an extension for reassessments and reevaluations for up to one year past the due date Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings Adjust assessment requirements Add an electronic method of signing off on required documents such as the person-centered service plan Adjust prior approval/authorization elements approved in waiver 	<p>acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings</p>	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily modify provider types Temporarily include retainer payments to address emergency related issues Allow spouses and parents of minor children to provide personal care services Allow a family member to be paid to render services to an individual Allow other practitioners in lieu of approved providers within the waiver Modify service providers for home-delivered meals to allow for additional providers, including non-traditional providers 	<p>ensure individual health and welfare, and to account for emergency circumstances</p>

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
VA	4/20	<ul style="list-style-type: none"> 		<ul style="list-style-type: none"> Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic Allow an extension for reassessments and reevaluations for up to one year past the due date Allow the option to conduct evaluations, assessments, and person-centered service planning meetings virtually/remotely in lieu of face-to-face meetings Add an electronic method of signing off on required documents such as the person-centered service plan 	<ul style="list-style-type: none"> Temporarily modify licensure or other requirements for settings where waiver services are furnished 	<ul style="list-style-type: none"> Allow spouses and parents of minor children to provide personal care services 	
WA	3/23	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations 	<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limits or 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided 	<ul style="list-style-type: none"> Temporarily modify provider qualifications 	<ul style="list-style-type: none"> Temporarily modify incident reporting requirements,

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
		<ul style="list-style-type: none"> Extend reassessment and reevaluation due dates Permit virtual evaluations, assessments, and person-centered planning meetings in lieu of face-to-face 	<p>requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency</p> <ul style="list-style-type: none"> Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Add electronic method of service delivery to continue services remotely in home Adjust prior approval/authorization elements in approved waiver 	<ul style="list-style-type: none"> Temporarily provide services in out of state settings (if not already permitted in waiver) Temporarily allow payment for services to support waiver participants in acute care hospital or short-term institutional stay when necessary supports are not available in that setting or when individual requires those services for communication and behavioral stabilization and services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily increase payment rates Temporarily include retainer payments to address emergency related issues 	<p>medication management, or other participant safeguards to ensure individual health and welfare and account for emergency circumstances</p>
WV	3/19	<ul style="list-style-type: none"> Temporarily modify processes for level of care evaluations or re-evaluations Extend reassessment and reevaluation due dates Permit virtual evaluations, assessments, and person-centered planning meetings 	<ul style="list-style-type: none"> Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Temporarily modify person-centered plan development process and responsible individuals Add electronic method of service delivery to continue services remotely in home Adjust prior approval/authorization elements in approved waiver 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided payment for services to support waiver participants in acute care hospital or short-term institutional stay when necessary supports are not available in 	<ul style="list-style-type: none"> Temporarily permit payment for services rendered by family caregivers or legally responsible relatives (if not already permitted in waiver) Temporarily modify provider qualifications 	

1135 State Waivers – Approvals

Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
		in lieu of face-to-face		<ul style="list-style-type: none"> Address assessment requirements 	that setting or when individual requires those services for communication and behavioral stabilization and services are not covered in such settings	<ul style="list-style-type: none"> Temporarily include retainer payments to address emergency related issues 	
WY	3/31		<ul style="list-style-type: none"> Temporarily modify service scope or coverage Temporarily exceed service limits or requirements for amount, duration, and prior authorization to address the health and welfare issues presented by the emergency 	<ul style="list-style-type: none"> Not comply with the HCBS settings requirement at 42 CFR 441.301 that individuals are able to have visitors of their choosing at any time, for settings added after 3/17/14 to minimize the spread of infection during the COVID-19 pandemic Add an electronic method of service delivery allowing services to continue to be provided remotely in the home setting Allow an extension for reassessments and reevaluations for up to one year past the due date Allow the option to conduct evaluations, assessments, and person-centered service planning 	<ul style="list-style-type: none"> Temporarily expand settings where services may be provided Temporarily allow for payment for services for the purpose of supporting waiver participants in an acute care hospital or short-term institutional stay when necessary supports are not available in that setting, or when the individual requires those services for communication and behavioral stabilization, and such services are not covered in such settings 	<ul style="list-style-type: none"> Temporarily modify provider qualifications Temporarily modify provider qualifications Temporarily modify licensure or other requirements for settings where waiver services are furnished 	

1135 State Waivers – Approvals
Current as of 21 April 2020



State	Date	Eligibility	Covered Services	Service Planning & Delivery	Settings	Providers	Oversight
				meetings virtually/remotely in lieu of face-to-face meetings <ul style="list-style-type: none"> • Adjust assessment requirements • Add an electronic method of signing off on required documents such as the person-centered service plan 			