

Rule No. 560-X-35-.01 Authority and Purpose

(1) Home and community-based services for persons with ~~mental retardation~~ intellectual disabilities are provided by the Alabama Medicaid Agency to persons who are Medicaid-eligible under the waiver and who would, but for the provision of such services, require the level of care available in an intermediate care facility for ~~the mentally retarded~~ individuals with intellectual disabilities. These services are provided through a Medicaid waiver under provisions of the Omnibus Budget Reconciliation Act of 1981, which added Section 1915(c) to the Social Security Act for an initial period of three years and renewal periods of five years.

(2) Home and community-based services covered in this waiver are Residential Habilitation Training, Residential Habilitation-Other Living Arrangement, Day Habilitation, Prevocational Services, Supported Employment, Occupational Therapy Services, Speech and Language Therapy, Physical Therapy, Behavior Therapy, Companion Services, Respite Care, Personal Care, Environmental Accessibility Adaptations, Specialized Medical Supplies, Skilled Nursing, Specialized Medical Equipment, Crisis Intervention, ~~Benefits and Career Counseling, Community Experience, Housing Stabilization, Individual Directed Goods and Services, Supported Employment Emergency Transportation,~~ Benefits and Career Counseling, Community Experience, Housing Stabilization, Individual Directed Goods and Services, Supported Employment Emergency Transportation, and Community Specialist. These services provide assistance necessary to ensure optimal functioning of ~~the mentally retarded or persons with related conditions~~ individuals with intellectual disabilities.

(3) The Home and Community Based Waiver is administered with a cooperative effort between the Alabama Medicaid Agency and the Alabama Department of Mental Health. Waiver services are limited to individuals with a diagnosis of ~~mental retardation or related condition~~ an intellectual disability, age 3 and above.

Author: Samantha McLeod, Associate Director, LTC Specialized Waiver Programs

Statutory Authority: Section 1915(c) Social Security Act; 42 C.F.R. Section 441, Subpart G; and the Home and Community-Based Waiver for Persons with Intellectual Disabilities

History: Rule effective July 9, 1985. **Amended:** November 18, 1987 and January 14, 1997.

Amended: Filed December 18, 2000; effective March 12, 2001. **Amended:** Filed October 21, 2004; effective January 14, 2005. **Amended:** Filed March 21, 2005; effective June 16, 2005.

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