

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

(1) Home and ~~e~~Community-~~b~~Based ~~s~~Services (HCBS) for persons with intellectual disabilities are provided by the Alabama Medicaid Agency to persons who are Medicaid-eligible under the Home and Community-Based ~~w~~Waiver for Persons with Intellectual Disabilities (ID Waiver) requirements and who would, but for the provision of such ~~services~~ HCBS, require the level of care available in an intermediate care facility for individuals with intellectual disabilities (ICF/IID). These ~~services~~ HCBS 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~~ The HCBS covered in the ~~is-ID ~~w~~Waiver~~ are Residential Habilitation Training Services, In-Home Residential Habilitation ~~Other Living Arrangement Training Services~~, Day Habilitation Services, Prevocational Services, Supported Employment Services, Occupational Therapy Services, Speech and Language Therapy Services, Physical Therapy Services, Positive Behavior Support ~~Therapy Services~~, Companion Services, Respite Care Services, Personal Care Services, Environmental Accessibility Adaptations Services, Specialized Medical Supplies Services, Skilled Nursing Services, Specialized Medical Equipment Services, Community Specialist Services, Crisis Intervention Services, Benefits and Career Counseling Services, Community Experience Services, Housing Stabilization Services, Individual Directed Goods and Services, Supported Employment ~~Emergency~~ Transportation Services, -and Personal Emergency Response System Services. ~~Community Specialist~~. These ~~HCBS services~~ provide assistance necessary to ensure optimal functioning of individuals with intellectual disabilities.

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

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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.

Amended: Filed June 12, 2012; effective July 17, 2012. **Amended:** Filed July 12, 2017; effective August 28, 2017. **Amended:** Filed July 17, 2018.