



agency for persons with disabilities
State of Florida

DATE: December 18, 2009
TO: Area Administrators
Area Waiver Coordinators
FROM: Mac McCoy
Interim Deputy Director for Operations
SUBJECT: Tier 4 Waiver

Charlie Crist,
Governor
Jim DeBeaugrine,
Director

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This memo supersedes the April 8, 2009 memorandum regarding the DD Waiver Tier Rules and serves as a clarification regarding the rules for all four Developmental Disabilities Waiver Tiers as approved by the Centers for Medicare and Medicaid Services. Providers for all four tiers are reminded that the service description, limitations, and provider qualifications in the Medicaid Developmental Disabilities Waiver Coverage and Limitations Handbook (DD Handbook) apply to the services they provide for all waiver tiers. The Family and Supported Living Waiver Services Directory is no longer in effect. However, the following exception apply to serviced provided to Tier 4 participants.

1. In order to render services to individuals in Tier 4 providers must be enrolled in the Tier 4 (formally FSL waiver) separately and maintain a separate Tier 4 provider number. Provider enrollment in the DD/HCBS waiver only allows providers to render services to individuals in Tiers 1, 2 and 3.
2. Tier 4 is limited to the following services: Adult Day Training, Behavior Analysis, Behavior Assistant, Consumable Medical Supplies, Durable Medical Equipment, Environmental Accessibility Adaptations, In Home Support, Personal Emergency Response Systems, Respite, Support Coordination, Supported Employment, Supported Living Coaching, and Transportation. The individual service caps that existed in the FSL Services Directory are no longer in effect.
3. Tier 4 includes individuals in independent or supported living situations and individuals who live in their family homes. It also includes individuals in foster homes licensed by DCF must live in their own home, family home or a foster home licensed by DCF.
4. Respite services are not limited to the 30 days or 720 hours described in the DD Handbook.
5. The individual service level caps from the FSL waiver were eliminated for Tier 4.

Please ensure all staff and providers are informed of this policy update. Thank you for your immediate attention to this matter. If you have questions or concerns please contact Denise Arnold or Terri McGarrity at 850/488-488-4257.

CC: AHCA, Pamela Kyllonen
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