

Coronavirus Disease 2019 (COVID-19): Extension of Appendix K for ODP Waivers Approved ODP Announcement 21-027

AUDIENCE:

All stakeholders of the Consolidated, Community Living, Person/Family Directed Support (P/FDS) and Adult Autism Waivers

PURPOSE:

To inform all interested stakeholders that Appendix K flexibilities needed for implementation of the waivers administered by the Office of Developmental Programs (ODP) due to the COVID-19 pandemic have been extended.

DISCUSSION:

In response to the COVID-19 pandemic, ODP previously submitted three Appendix K applications to the Centers for Medicare and Medicaid Services (CMS) requesting temporary amendments to the Consolidated, Community Living, P/FDS, and Adult Autism Waivers:

- The first Appendix K was approved by CMS on March 18, 2020.
- The second Appendix K was approved by CMS on July 23, 2020.
- The third Appendix K was approved by CMS on August 20, 2020.

In accordance with federal guidance, these Appendix K applications expired one year from the effective date of the first Appendix K application, March 10, 2021. CMS issued a [State Health Official letter](#) on December 22, 2020, which stated an Appendix K application could be submitted specifying that the Appendix K flexibilities will terminate no later than six months after the expiration of the federal COVID-19 Public Health Emergency. ODP submitted an Appendix K application requesting an extension to current approved Appendix K flexibilities in accordance with this guidance, which was approved by CMS on March 10, 2021. The expiration date for Appendix K flexibilities is

now six months after the expiration of the federal COVID-19 Public Health Emergency for COVID-19. The current COVID-19 Public Health Emergency declaration expires April 21, 2021 but is expected to be extended.

NOTE: The extension of the expiration date is the **only** change in this Appendix K application. All stakeholders should continue to follow the flexibilities of Appendix K as outlined in the most recent versions of the Appendix K Operational Guides and ODP guidance. ODP will continuously assess the impact of the COVID-19 pandemic and update the Operational Guides as appropriate.

Links to these communications can be found below:

Appendix K Operational Guides:

- [Consolidated, Community Living and P/FDS Waivers](#)
- [AAW](#)

MyODP: [Coronavirus \(COVID-19\) Updates Page](#)

CONTACT: Please direct any questions about this announcement to your respective ODP regional office.