

NUMBER

#20-48-03

DATE

May 18, 2020

OF INTEREST TO

County/tribal directors

Social services supervisors and
staff

HCBS waiver service providers

People who receive HCBS
waiver services

ACTION/DUE DATE

Please read information and
prepare for implementation

EXPIRATION DATE

May 18, 2022

Non-electronic public notice requirement waived for the CADI Waiver renewal

TOPIC

Change to the method DHS will use to provide public notice for the Community Access for Disability Inclusion (CADI) Waiver renewal

PURPOSE

Provide information about how DHS has changed the public notice process for the CADI Waiver renewal

CONTACT

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SIGNED

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Assistant Commissioner

Community Supports Administration

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TERMINOLOGY NOTICE

The terminology used to describe people we serve has changed over time. The Minnesota Department of Human Services (DHS) supports the use of "People First" language.

I. Background

The Community Access for Disability Inclusion (CADI) Waiver is a program that provides home and community-based services to children and adults with disabilities who require the level of care provided in a nursing facility. These services are an alternative to institutionalization. They help a person live as independently as possible in community settings and promote optimal health, independence, safety and community integration.

DHS must renew the CADI Waiver every five years. Before submitting the renewal to the federal Centers for Medicare and Medicaid Services (CMS), DHS must provide a 30-day public notice to gather meaningful feedback from people who receive and are eligible for services.

CMS requires the public notice include at least one electronic and one non-electronic method for the public to provide feedback. Historically, DHS has met the non-electronic public notice requirement by asking lead agencies (counties, tribal nations and managed care organizations) to display hard copies of the waiver renewal and notice in their offices during the 30-day public comment period.

In response to the COVID-19 pandemic, most lead agencies have closed their offices and are working remotely. Many other workplaces and gathering spaces have been closed or limited as well, in accordance with social distancing guidelines from the Centers for Disease Control and Prevention. Therefore, it would not be safe or effective to post hard copies of the public notice.

II. Change to requirement

DHS received approval from CMS to waive the non-electronic public notification requirement for the CADI renewal. The change to the public notice process ensures:

- DHS will complete the CADI Waiver on time
- People will continue to receive CADI Waiver services without service interruptions.

DHS is making this change with authority from [Executive Order 20-11 \(PDF\)](#), which allows the commissioner to use an [Appendix K](#) to request temporary modifications to CMS requirements for 1915(c) waivers.

III. How DHS will provide the notice

DHS will announce the public notice for the CADI Waiver renewal electronically via:

- [Disability Services Division's stakeholder eList](#)
- [Disability Services Division's lead agency eList](#)
- [Minnesota Health Care Programs provider news and updates.](#)

To subscribe to the Disability Services Division's eLists, visit [CBSM – Disability Services Division eLists](#).

DHS will also announce that the CADI Waiver renewal draft has been posted for public comment in weekly stakeholder meetings with lead agency staff from the seven state regions and in weekly calls with providers, stakeholders and representatives from provider trade associations.

Americans with Disabilities Act (ADA) advisory

This information is available in accessible formats for people with disabilities by calling 651-431-4300 (local) or 866-267-7655 (toll free), or by using your preferred relay service. For other information on disability rights and protections, contact the agency's ADA coordinator.