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HOUSE BILL NO. 1021

AMENDMENT IN THE NATURE OF A SUBSTITUTE

(Proposed by the House Committee on Health and Human Services

on _____)

(Patron Prior to Substitute--Delegate Wilt)

A BILL to direct the Department of Medical Assistance Services to amend its regulations to provide flexibility in waiver usage for local community services boards.

Be it enacted by the General Assembly of Virginia:

1. § 1. That the Department of Medical Assistance Services (DMAS) shall amend its regulations to allow DMAS, in consultation with the Department of Behavioral Health and Developmental Services, the discretion to convert allocated Community Living waivers to Family and Individual Support waivers or Building Independence waivers if the Community Living waivers are not being utilized and will not be utilized in the foreseeable future. DMAS shall seek any necessary federal approvals to effectuate this modification through the submission of waiver amendments to the Centers for Medicare and Medicaid Services. Such regulations shall also allow community services boards to relinquish any unused Community Living waivers to DMAS solely for reallocation by DMAS to other community services boards.

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