



The Governor's Commission on Community-Based Alternatives for Individuals with Disabilities (CBAID) Charter for Assistance in Implementing Delaware Home and Community-Based Services (HCBS) Statewide Transition Plan

Background

On September 22, 2003, Executive Order 50, creating the Governor's Commission on Community-Based Alternatives for Individuals with Disabilities, was signed. The Executive Order represented Delaware's commitment to community-based alternatives and programs for individuals with disabilities, and to ensuring that all Delawareans have the ability to live close to family and friends, live independently, engage in productive employment and participate in community life. To achieve these goals, the Governor's Commission on CBAID was created to bring together both public and private entities representing Delaware's disability community and those with a commitment to progress toward those goals.

On January 16, 2014, the Centers for Medicare & Medicaid Services (CMS) issued the HCBS final rule. The goal of the HCBS final rule is to support home and community-based settings as an alternative to institutional care for individuals in HCBS programs. The HCBS final rule includes a transitional period through 2019 for states to come into compliance with the requirements for home and community-based settings. Delaware and all states are expected to come into compliance with all requirements by March 17, 2019.

On March 17, 2015, Delaware submitted to CMS its HCBS Statewide Transition Plan which describes the steps that will be taken to ensure Delaware's compliance with the HCBS final rule. On-going collaboration with stakeholders is a key component of the HCBS Statewide Transition Plan; as such the Governor's Commission on CBAID is incorporated into the plan as a key stakeholder resource.

Purpose

This Charter outlines the role of the Governor's Commission on CBAID in providing assistance to the Division of Medicaid and Medical Assistance (DMMA) in implementing the HCBS Statewide Transition Plan. The activities of the Governor's Commission on CBAID will include:

- Governor's Commission on CBAID will establish a regularly scheduled meeting with DMMA, at an agreed-upon frequency but no less than quarterly, specifically regarding the Delaware HCBS Statewide Transition Plan.
- Governor's Commission on CBAID will at the request of DMMA:
 - Review and provide feedback on surveys, survey results, reports, stakeholder materials, etc. developed as part of implementing the Delaware HCBS Statewide Transition Plan.
 - Review and provide feedback on state, MCO and provider strategies for remediation of any noncompliant situations as determined by the surveys and assessment.
 - Develop recommendations for the Governor and Secretary of the Department of Health and Social Services on implementation issues.
- Monitor the State's and the State contractors' progress in implementing the Delaware HCBS Statewide Transition Plan.