

DEPARTMENT OF HEALTH & HUMAN SERVICES
Centers for Medicare & Medicaid Services
701 5th Avenue, Suite 1600, MS/RX-200
Seattle, Washington 98104



Medicaid and CHIP Operations Group

March 23, 2020

Susan Birch, Director
MaryAnne Lindeblad, Medicaid Director
Health Care Authority
PO Box 45502
Olympia, WA 98504-5010

RE: Approval of Washington's New Freedom Waiver Amendment (WA.0443.R03.01)

Dear Ms. Birch and Ms. Lindeblad:

The Centers for Medicare & Medicaid Services (CMS) has approved Washington's §1915(c) Home and Community-Based Services (HCBS) New Freedom waiver amendment, CMS Transmittal Number WA.0443.R03.01. Please use this number in future correspondence relevant to the waiver. The amendment, submitted on February 28, 2020, adds the working disabled group as a Medicaid eligibility group who may receive services under this waiver.

The amendment is approved effective January 1, 2020.

The approval is subject to the agreement to serve no more individuals than those indicated in the waiver amendment. If the state wishes to serve more individuals or make any other alterations to this waiver, the state must submit an amendment for approval. The waiver continues to be cost-neutral.

It is important to note that CMS' approval of this waiver solely addresses the state's compliance with the applicable Medicaid authorities. CMS' approval does not address the state's independent and separate obligations under federal laws including, but not limited to, the Americans with Disabilities Act, Section 504 of the Rehabilitation Act, or the Supreme Court's Olmstead decision. Guidance from the Department of Justice concerning compliance with the Americans with Disabilities Act and the Olmstead decision is available at http://www.ada.gov/olmstead/q&a_olmstead.htm.

Thank you for the cooperation of your staff in the approval process of these waiver amendments. If you have any additional questions, please contact me at (206) 615-2356, or your staff may contact Nick Sukachevin at Nickom.Sukachevin@cms.hhs.gov or at (206) 615-2416.

Sincerely,

David L. Meacham, Director
Division of HCBS Operations and Oversight

cc:

Bill Moss, DSHS

Bea Rector, DSHS

Alec Graham, DSHS

Barbara Hanneman, DSHS

Jamie Tong, DSHS