

# Medicaid Home and Community-Based Services Waiver for Children with Autism Spectrum Disorder Fact Sheet

## Purpose

- ❖ The Medicaid Autism Waiver allows eligible children with Autism Spectrum Disorder to receive specific waiver services as well as certain Medicaid services to support them in their homes and communities.

## Background

- ❖ House Bill 99 was adopted during the 1998 session of the General Assembly. The bill required the Maryland Department of Health and Mental Hygiene (DHMH) to apply to the Center for Medicare and Medicaid Services (CMS) for a Home and Community-Based Services Waiver that would target services to children with autism. In August 1998, DHMH applied for a Section 1915(c) Home and Community-Based Service Waiver that would allow children with autism certified as needing services from an Intermediate Care Facility for the Mentally Retarded (ICF-MR) to receive the waiver services in their homes and communities.
- ❖ On September 1, 2000 DHMH received confirmation from CMS that the Home and Community-Based Services Waiver for Children with Autism was approved for 250 children the first year, 300 children the second year, and 350 children the third year.
- ❖ On February 7, 2002 DHMH received approval from CMS to increase the number of children to be served to a total of 500 the first year. The approved number of children to be served in the waiver was increased to 750 the second year and to 900 the third year.
- ❖ CMS approved the waiver for a five-year period, October 1, 2004-September 30, 2009. Changes requested by CMS include the elimination of regular and intensive day habilitation and more specific provider criteria for residential habilitation. Changes requested by DHMH and the Maryland State Department of Education (MSDE) included therapeutic integration as an hourly service (minimum 2 hours), a maximum of 30 hours a week of Intensive Individual Support Services (IISS), and a requirement for an Individualized Treatment Plan for each child receiving IISS. Additional changes include improving provider qualifications to expand and enhance the professionals that are qualified to provide Family Training and supervise IISS and Respite technicians providing direct services.

## Target Population:

- ❖ Children, who are diagnosed with Autism Spectrum Disorder, defined in the DSM-IV as 299.00 & 299.80.
- ❖ Children who are ages 1 to 3 years old with an Individualized Family Service Plan (IFSP).
- ❖ Children who are ages 3 through the end of the school year that the child turns 21 years old with an Individualized Education Program (IEP) and receive more than 12 hours per week of special education and related services.
- ❖ Children who meet an institutional level of care (Intermediate Care Facility for the Mentally Retarded) and can be served in the community through waiver services. (*A diagnosis of mental retardation is not required to be eligible for the waiver.*)
- ❖ Children who are currently enrolled in another Medicaid Home and Community-Based Services Waiver and are determined eligible for the Autism Waiver must choose the Waiver program which best meets their needs.

### Services to Support the Child in the Community

- ◆ Respite Care
- ◆ Environmental Accessibility Adaptations
- ◆ Family Training
- ◆ Service Coordination
- ◆ Supported Employment
- ◆ Residential Habilitation
- ◆ Intensive Individual Support Services
- ◆ Therapeutic Integration (after school)

### Benefits

- ❖ Waiver participants will be eligible for additional services such as respite care, environmental modifications to their home, and family training.
- ❖ The waiver child may use their Medical Assistance card to access additional Medicaid-covered services.
- ❖ Specialized programs will be able to bill Medicaid for the waiver services that they are approved to provide.
- ❖ Additional children with autism will become Medicaid eligible.

### Administration

- ❖ The Medicaid Home and Community-Based Services Waiver for Children with Autism Spectrum Disorder was implemented throughout Maryland on July 1, 2001 through a collaborative process by DHMH and MSDE.
- ❖ MSDE, through the early intervention programs and local school systems, is responsible for administering the waiver.
- ❖ Financial eligibility will be based on the child's income and resources. As of January 1, 2009, applicants may be eligible if they have a monthly income of no more than \$2,022 (300% of the SSI level). In addition, assets must be \$2,000 or less.
- ❖ Applicants must meet Autism Waiver medical and technical eligibility criteria, as specified in the Autism Waiver's federal regulations, specifically COMAR 10.09.56.
- ❖ The waiver is currently full. Parents or guardians who are interested should contact the Autism Waiver Registry at 866-417-3480. Children who apply to the waiver are referred from the Registry to MSDE in chronological order, when there are waiver vacancies.
- ❖ The appeals process for this waiver is through a request for a Fair Hearing under the Maryland State Medical Assistance Program/DHMH.
- ❖ **Waiver Effective Date – July 1, 2001**

**NOTE: All Waiver service providers must be approved Medicaid providers.  
For more information on the Autism Waiver,  
please call the Maryland State Department of Education at 410-767-1446 or  
the Department of Health and Mental Hygiene at 410-767-5220.**