



HCBS/TBI

CMS approved the Appendix K amendment to the TBI Waiver Program and the NHTD Waive on October 24, 2022



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Dear Traumatic Brain Injury (TBI) and Nursing Home Transition and Diversion (NHTD) Providers:

The Centers for Medicare and Medicaid Services (CMS) approved the Appendix K amendment to the Traumatic Brain Injury (TBI) Waiver Program (waiver number NY.0269.R.04) and the Nursing Home Transition and Diversion (NHTD) Waiver (waiver number NY.0444.R.02) on October 24, 2022. This amendment provides for the implementation of a Home Care Worker Minimum Wage rate increase pursuant to Public Health Law Section § 3614-f regulations beginning October 1, 2022. This wage adjustment includes a rate increase of \$2.56 per hour for all regions throughout the state for the TBI and NHTD Waiver service of Home and Community Support Services (HCSS). The charts below reflect the impacted rate codes, geographic regions and new rate amounts. These rate increases are uploaded and active on provider MMIS Provider ID's in cycle 2359, check date of 11/7/2022 with a release date of retro payments in the EFT's to be sent on 11/23/2022.

Contact Details:

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TRAUMATIC BRAIN INJURY (TBI) WAIVER RATES

Rate Code (Rate Type Code 10)	Rate Setting Region	Effective 10/1/2022
9879	NYC (Bronx, Kings, New York, Queens, Richmond)	\$30.63
9880	Long Island (Nassau, Suffolk, Westchester)	\$30.63
9881	Rockland	\$29.99
9882	Rest of State	\$31.08

9883	Rural (Allegany, Clinton, Delaware, Essex, Franklin, Hamilton, St. Lawrence)	\$39.16
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NURSING HOME TRANSITION AND DIVERSION (NHTD) WAIVER RATES

Rate Setting Region (Rate Code 9795; Rate Type Code 10)	Effective 10/1/2022
NYC (Bronx, Kings, New York, Queens, Richmond)	\$30.74
Long Island (Nassau, Suffolk, Westchester)	\$30.74
Rockland	\$30.10
Rest of State	\$31.19
Rural (Allegany, Clinton, Delaware, Essex, Franklin, Hamilton, St. Lawrence)	\$39.27

Links to the updated Rates Charts are located here:

- https://www.health.ny.gov/health_care/medicaid/reference/tbi/docs/tbi_app_rates.pdf
- https://www.health.ny.gov/facilities/long_term_care/waiver/docs/approved_rates.pdf

A copy of the TBI and NHTD amendments are posted on the Department waiver website at:

- https://health.ny.gov/health_care/medicaid/redesign/mrt90/2022/docs/2022-10-24_appendix_k.pdf

Any questions regarding the TBI Waiver may be submitted to: tbi@health.ny.gov

Any questions regarding the NHTD Waiver may be submitted to: nhtdwaiver@health.ny.gov

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