

2020 (old version)	2022 (new version)	Type of Change	Reason for Change	Burden Change
Appendix C-2-c present in the waiver application	Appendix C-2-c removed from the waiver application.	removed	This change does not add, delete, or revise any requirement. The Appendix C-2-c section of the waiver application has not been in use since 2014 because it wa replaced by Appendix C-5 in 2014.	No

Type of Change: Rev = Revision, Del = Deletion, Add = Addition, and Red = Redesignation.

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The current approved version of the waiver application's Instructions, Technical Guide, and Review Criteria document includes the following note to indicate that Appendix C-2-c of the waiver application is no longer needed and was replaced by Appendix C-5:

Item C-2-c: Facilities

Subject to §1616(e) of the Social Security Act Instructions

With publication of final regulations and the addition of the new section Appendix C-5 regarding home and community-based setting requirements, this section of the waiver application is no longer needed. Therefore, states should not complete this section C-2-c, and all instructions and technical guidance for this section of the application have been removed from this version of the Technical Guide that includes changes implemented in 2014. States with existing approved 1915(c) waivers will need to complete the new section C-5 upon renewal or amendment. Eventually, once all existing waivers have the new section C-5 incorporated into their approved existing waivers, CMS will delete this section from the waiver application. In the interim, if a waiver provides services in residential facilities serving four or more unrelated individuals, states should only enter in the text box following Appendix C-2-c-ii: "Required information is contained in response to C-5" and complete Appendix C-5 for all settings that meet the HCB settings requirements.

With the removal of Appendix C-2-c from the waiver application, the note in this section of the Instructions, Technical Guide, and Review Criteria document is being updated to read as follows:

Item C-2-c: Facilities

Subject to §1616(e) of the Social Security Act Instructions

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update to align with waiver application change

The purpose of this change is to update the language so that it reflects that CMS has proceeded with removing Appendix C-2-c from the waiver.

Burden  
Change

No