

Non-Substantive Change Request to 0938-1384: Submissions of 1135 Waiver Request Automated Process

September 26, 2022

This is a non-substantive change request to the CMS 1135 Waiver/Flexibility Request from the ‘Submission of 1135 Waiver Request Automated Process’ that was approved as OMB number 0938-1384. CMS must be able to apply waivers and flexibilities to assist health care providers/suppliers in providing timely healthcare and services as well as ensure beneficiaries have continued access to care during a disaster or emergency. Accordingly, CMS developed a publically-accessible web based form to create a standardized, user-friendly submission that’s a more efficient processing of 1135 waiver requests.

Within the next couple of days, the United States (US) is projected to be impacted by a major category 3 – 5 hurricane (Hurricane Ian). Currently, Florida is the first US State forecasted to be impacted and is currently under a hurricane watch. As a result, the Secretary of Health and Human Services is in the process of review for a “Public Health Emergency” (PHE) declaration for this Hurricane. Therefore, CMS is requesting approval of the following update to allow the agency to quickly provide necessary assistance to those impacted (effective date as defined by the Secretary’s PHE declaration):

CMS 1135 Waiver/Flexibility Request, CMS 1135 Inquiry and CMS 1135 Waiver/Flexibility Request (MEDICAID PORTION) web pages

- Update the Public Health Emergency (PHE) portion, such that “Hurricane Ian” is added in the drop-down values for the “Select a Public Health Emergency” section of the web form

These changes have no impact on the previously stated burden associated with this collection.