






Office of Developmental Disabilities Services

HCBS Timeline

The Centers for Medicare and Medicaid Services adopted regulations in 2014 that requires all Medicaid Home and Community-Based Services (HCBS) be provided in integrated settings. Under these regulations, Medicaid funding for employment services in sheltered workshops will not be eligible for federal funding as of March 2019, unless a specific exception has been approved.

Oregon has given Medicaid-funded providers until Sept. 1, 2018 to comply. Some providers that are supporting people to transition to integrated, community settings have applied for an exception that gives additional time to meet the new requirements. The exception cannot be extended past Sept. 1, 2020.

Timeline Without A Variance

-  9/1/18: Deadline for compliance/transformation. All employment & day service settings without a variance must be compliant.
-  9/18-12/18: ODDS employment specialists will visit previously-identified sheltered work settings that have not submitted a variance.
-  1/15/19: If a variance has not been granted and a Sheltered Work setting is not in full compliance, then ODDS will issue 60 days written notice regarding termination of service setting for the individuals who use services within the non-compliant setting. Termination of services effective March 15, 2019.
-  3/15/19: Full compliance (or approved variance) required for state and federal reimbursement under Medicaid HCBS.
-  Ongoing: Non-sheltered work employment and day service settings will be reviewed for HCBS compliance as part of licensing reviews.

Timeline With A Variance

Providers transforming sheltered work settings were able to request additional time as outlined in the related worker's guide found on the Employment Policy website or here: [HCBS Sheltered Workshop Request for Additional Time Worker Guide](#)

A list of providers with approved variances can also be found on the I/DD employment policy website:

<https://www.oregon.gov/DHS/EMPLOYMENT/EMPLOYMENT-FIRST/Pages/policy.aspx>

- ➔ 9/1/18-9/1/19: Initial variance period.
- ➔ 6/1/19: Deadline for submitting request for variance during second variance period.
- ➔ 9/01/19-09/01/20: Second Variance period.
- ➔ 9/19-12/19: ODDS employment specialists will visit previously-identified sheltered work settings that have not submitted a second variance.
- ➔ 1/15/20: If a variance has not been granted and a setting is not in full compliance, then ODDS will issue 60 days written notice regarding termination of services. Termination of services will be effective March 15, 2020.
- ➔ 7/1/20: ODDS employment specialists will visit remaining sheltered work settings.
- ➔ 7/1/20: ODDS will issue 60-day written notice regarding termination of service setting for anyone using services in a non-compliant sheltered work setting. The termination of services will be effective September 1, 2020.
- ➔ 9/1/20: Plan of Care authorizations for support in sheltered work settings will end.
- ➔ 7/1/21: Full compliance verified for all settings