

DEPARTMENT OF HEALTH & HUMAN SERVICES  
Centers for Medicare & Medicaid Services  
601 East 12<sup>th</sup> Street, Suite 235  
Kansas City, Missouri 64106



**Division of Medicaid and Children's Health**

May 30, 2007

Vivianne Chaumont  
Nebraska Department of Health & Human Services  
Finance & Support  
301 Centennial Mall S., 5<sup>th</sup> Floor  
P. O. Box 95026  
Lincoln, Nebraska 68509

Dear Ms. Chaumont:

I am pleased to inform you that your request to renew Nebraska's home and community-based services waiver for children with developmental disabilities and their families who otherwise would require care in a intermediate care facility for the Mentally retarded has been approved. The renewal has been assigned control number 4154.90.R3. This number should be used in any subsequent correspondence. The waiver renewal request is approved for a 5-year period, effective June 1, 2007.

In your request for renewal, you requested to increase the number of unduplicated participants and to continue to provide the following services:

- Respite
- Homemaker
- Residential Habilitation
- Specialized Disability Related Child Care
- Home Modifications
- Habilitative Child Care
- Team Behavioral Consultation

The following estimates of utilization and cost of waiver services have been approved:

	<b>Factor C</b>	<b>Factor D</b>	<b>Factor G</b>
<b>Year 14</b>	<b>350</b>	<b>\$50494</b>	<b>\$17,673,195</b>
<b>Year 15</b>	<b>400</b>	<b>\$52945</b>	<b>\$21,178,180</b>
<b>Year 16</b>	<b>425</b>	<b>\$55675</b>	<b>\$23,662,094</b>
<b>Year 17</b>	<b>450</b>	<b>\$58503</b>	<b>\$26,326,549</b>
<b>Year 18</b>	<b>500</b>	<b>\$61393</b>	<b>\$30,696,690</b>

We conclude that information provided in your original request and in the additional information supplied conforms to the requirements of statute and regulations. CMS has several recommendations with regards to restraints and restrictive interventions. First, CMS encourages the State to explore modifications to their definition of time-out to conform to CMS policy. Second, CMS recommends that the State carefully monitor their methods to consistently ensure a representative sample is reviewed. Third, CMS encourages the State to strengthen its procedures for review and approval of curricula used by providers for restrictive interventions.

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We appreciate the effort and cooperation provided by your staff. If you should have any questions about this matter, please contact Diana Townsend at (816) 426-5925.

Sincerely,

/s/

James G. Scott  
Associate Regional Administrator  
For Medicaid and Child's Health

cc: Pam Hovis