



<b>Policy Memo</b>	
<b>KDHE-DHCF POLICY NO: 2021-06-02</b>	<b>From: Erin Kelley, Senior Manager</b>
<b>Date: June 24, 2021</b>	<b>Medical KEESM Reference: 7430, 8260</b>
<b>RE: PACE/HCBS and HCBS Protected Income Limit Increase</b>	<b>Program(s): Elderly and Disabled Medical Programs - LTC</b>

This memo sets forth instructions for implementation of policy changes related to the increase in the PACE/HCBS and HCBS protected income limit. These changes are effective July 1, 2021.

This change will be incorporated in the Medical Kansas Economic and Employment Support Manual (KEESM) during the next revision scheduled for August 1, 2021.

This memo supersedes PM2019-08-02 for the HCBS PIL, and PM2008-06-01 for the PACE PIL.

## **I. INCREASE TO THE PACE AND HCBS PROTECTED INCOME LIMIT (PIL)**

### **A. BACKGROUND**

Previously the Home and Community Based Services (HCBS) PIL income limit was increased from \$727 to \$1,157 effective September 1, 2019. This change also affected Programs of All-Inclusive Care (PACE) participants who reside in the community.

### **B. NEW POLICY**

The 2021 Kansas Legislature passed SB 159 to increase the protected income limit for HCBS and PACE participants who reside in the community from \$1,157 to 300% of the Federal Supplemental Security Income (SSI) standard effective July 1, 2021. For July 2021, the 300% of the SSI standard is \$2,382. As the 300% of the SSI level increases each year during the annual COLA increase, this amount will increase annually going forward. This amount will be updated and accessible to staff in the [F-8](#).

This policy is effective on all HCBS and PACE participants who reside in the community that are actively receiving coverage on July 1, 2021 and new coverage requests processed on or after July 1, 2021. KEES will implement this update to align with the July 1, 2021 effective date. Notices must be sent to the consumers and authorized administrative roles advising of the change in their share of cost per standard policy and process.

Typically, staff are required to send notification to the MCO via ES-3161 for HCBS and the PACE providers via ES-3166 when updates are made that impact the individual's eligibility, including changes in the share of cost. For purposes of this mass PIL change for July 2021 and any PIL mass change occurring thereafter due to updates in the 300% of SSI, staff will not be required to send these communications to the MCO and PACE providers as these updates will be communicated to the MCOs, for active recipients, via the MMIS file process. A separate report will be generated by KEES and sent to the PACE providers advising them of the change in share of cost. New HCBS/PACE approvals will still be required to send the ES-3160 and ES-3166 per standard process.

## II. QUESTIONS

For questions or concerns related to this document, please contact one of the KDHE Medical Policy Staff listed below at [KDHE.MedicaidEligibilityPolicy@ks.gov](mailto:KDHE.MedicaidEligibilityPolicy@ks.gov).

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Questions regarding any KEES issues are directed to the KEES Help Desk at [KEES.HelpDesk@ks.gov](mailto:KEES.HelpDesk@ks.gov).