

1 VIRGINIA ACTS OF ASSEMBLY — CHAPTER

2 *An Act to require the Department of Medical Assistance Services to take steps to amend certain waivers*  
3 *providing services for individuals with developmental disabilities to provide greater financial*  
4 *flexibility for certain services; report.*

5 [H 1963]  
6 Approved

7 **Be it enacted by the General Assembly of Virginia:**

8 1. § 1. A. *The Department of Medical Assistance Services (the Department) shall take steps to amend*  
9 *the Family and Individual Supports, Community Living, and Building Independence waivers and*  
10 *implement regulations to (i) combine the maximum annual allowable amount for assistive technology*  
11 *and electronic home-based support services for an individual receiving waiver services to provide for*  
12 *greater flexibility and better meet the needs of individuals receiving services and (ii) provide that a total*  
13 *of \$10,000 shall be available to an eligible individual for assistive technology and electronic*  
14 *home-based support services each year, which may be divided among such services in the manner that*  
15 *best meets the needs of the individual.*

16 B. *The Department shall (i) add the operational design to the proposed Family and Individual*  
17 *Supports, Community Living, and Building Independence waiver amendments to be submitted to the*  
18 *Centers for Medicare and Medicaid Services to obtain federal approval; (ii) conduct a review of*  
19 *payment methodologies to maintain funding for the proposed changes to the Family and Individual*  
20 *Supports, Community Living, and Building Independence waivers in the future; and (iii) undertake such*  
21 *other actions as many be necessary to implement the provisions of this act. The Department shall report*  
22 *on its activities and progress toward implementing the provisions of this act to the Governor and the*  
23 *General Assembly by December 1, 2023.*

ENROLLED

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