



Missouri Department of Health and Senior Services

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INFO-07-20-04

July 22, 2020

**MEMORANDUM FOR HOME AND COMMUNITY BASED SERVICES STAFF AND
STAKEHOLDERS**

FROM: Venice Wood, HCBS Section Administrator
Bureau of Long Term Services and Supports

Venice Wood

SUBJECT: House Bill 1682 – Consumer Directed Services (CDS) Provider Responsibilities

This memorandum is to advise Home and Community Based Services (HCBS) staff and stakeholders on House Bill (HB) 1682 and changes in Consumer Directed Services (CDS) provider responsibilities.

HB 1682 modifies 208.909 RSMo effective August 28, 2020 to include the following provisions:

- Requires the consumer to permit the CDS provider to comply with its quality assurance and supervision process, including annual face-to-face home visits and monthly case management activities.
- During home visits, the CDS provider shall document if the attendant is providing services as set forth in the plan of care and report to the department if the attendant is not providing services, which may result in a suspension of services to the consumer.
- Requires CDS providers to notify consumers during orientation that falsification of personal care attendant time sheets shall be considered and reported as fraud.
- Specifies that a CDS provider shall submit an annual financial statement audit or annual financial statement review performed by a certified public accountant to the department upon request.
- Beginning July 1, 2022, the department shall require the CDS provider to maintain a business location in compliance with any and all city, county, state, and federal requirements.

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- Requires the department to create a CDS division provider certification manager course. No state or federal funds shall be authorized or expended for personal care assistance services if a direct employee of the CDS provider is conducting the home visit and is also the personal care attendant, unless such person provides services solely on a temporary basis on no more than three days in a 30 day period.
- Currently, a consumer's services may be discontinued if the consumer has falsified records. This bill adds language to include providing false information of his or her condition, functional capacity, or level of care needs.
- Requires the consumer, the personal care attendant, and the CDS provider to report to the department if the consumer's health or his or her ability to self-direct care has significantly changed.

Questions regarding this memorandum should be directed to the Bureau of Long Term Services and Supports (BLTSS) via e-mail at LTSS@health.mo.gov.

VW/rr