



# DEVELOPMENTAL PROGRAMS BULLETIN

## COMMONWEALTH OF PENNSYLVANIA DEPARTMENT OF PUBLIC WELFARE

DATE OF ISSUE  
**April 30, 2009**

EFFECTIVE DATE  
**July 1, 2009**

NUMBER  
**00-09-01**

SUBJECT:

**Consolidated and Person/Family Directed  
Support Waivers Provider Appeals  
Process**

BY:

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Deputy Secretary for Developmental Programs

### SCOPE:

Providers of Consolidated and Person/Family Directed Support Waiver Services  
Supports Coordination Organizations providing Waiver-funded Supports Coordination  
Administrative Entity Administrators or Directors

### PURPOSE:

The purpose of this bulletin is to specify the procedures that the Consolidated and Person/Family Directed Support (P/FDS) Waiver Service providers must utilize to file an appeal with the Department of Public Welfare (Department), Bureau of Hearings and Appeals (BHA) for rates effective July 1, 2009 and thereafter. This bulletin does not affect individuals receiving waiver-funded services or their right to Fair Hearing and Appeal.

### DISCUSSION:

Effective July 1, 2009, rates for the Consolidated and P/FDS Waiver service providers will be set by the Department. As a result of this change, effective July 1, 2009, Waiver providers shall file appeals of Departmental actions directly with BHA in accordance with 55 Pa.Code Chapter 41, *Medical Assistance Provider Appeal Procedures*.

Please note, appeals relating to services funded through County-based Mental Retardation (MR) Programs are not affected by this bulletin. Appeals relating to services funded through the County-based MR Program would continue to follow 55 Pa.Code Chapter 4300 regulations. In addition, provider challenges to any actions prior to July 1, 2009, shall continue to follow the appeal process outlined in 55 Pa.Code Chapter 4300 regulations.

### OBSOLETE BULLETIN:

The following bulletins will become obsolete effective July 1, 2009:

Bulletin 00-04-07 entitled, "*Clarifying Procedures for Individual and Provider Appeals*"

Bulletin 00-06-14 entitled, "*Office of Mental Retardation Provider Dispute Resolution Protocol*."

COMMENTS AND QUESTIONS REGARDING THIS BULLETIN SHOULD BE DIRECTED TO:

**The Appropriate Developmental Programs Regional Office**