



# Public Information Session for Waiver Changes

## *Comprehensive Developmental Disabilities (CDD) Waiver and Developmental Disabilities Adult Day (DDAD) Waiver*

Public Comment Period from January 26 through February 25, 2026

**Public Information Sessions on January 27 and 28, February 4 and 6, 2026**

**Presented by the Division of Developmental Disabilities  
Home and Community-Based Services**

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# Overview of Proposed Changes

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# Appendix B: Participant Access and Eligibility

- Updated assessment process language for evaluation and reevaluation of Level of Care (LOC).

The process for ICF/IID LOC evaluation includes an assessment and observation with the participant, ***and when needed the guardian or an individual with knowledge of the individual's functioning.*** All LOC evaluations and reevaluations are completed by DDD personnel in the Eligibility and Enrollment Unit (E&E). Documentation, such as the Person Centered Plan (PCP), behavioral or medical service tracking, GERs, and Medicaid Eligibility maybe used to validate responses during interRAI assessment. ***The assessment must be held prior to the participant's waiver budget year.***

**No changes to DDD's process are being made but language is being updated to better reflect the needs of our participant's.**

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# Appendix C: Participant Services

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- Removed the Consultative Assessment service.
- Revised the requirement for semi-annual meetings to annual meetings.

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## Appendix D: Participant-Centered Planning and Service Delivery

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- Updated language specific to the semi-annual meeting.

## Appendix E: Participant Direction of Services

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- Updated language specific to the semi-annual meeting.

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# Appendix G: Participant Safeguards

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- Updated process related to PRN psychotropic medication use when participant is on hospice.
- Updated Behavior Support Plan (BSP) requirements to only require Functional Behavior Assessments (FBA) when a participant is on Risk Tier.

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# Appendix I: Financial Integrity and Accountability

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- Updated language to remove Consultative Assessment service.

# Appendix J: Cost Neutrality Demonstration

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- Updated cost analysis information.

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# Functional Behavioral Assessment Resources

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- Functional Behavior Assessments (FBA) are covered by Medicaid as *Applied Behavior Analysis (ABA) Assessments* and available through all three Managed Care Organizations (MCOs):
  - Nebraska Total Care,
  - Molina Healthcare, and
  - UnitedHealthcare.
- Providers offering FBA services are encouraged to credential through the MCOs in order to continue providing FBA services to participants.

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# After the Public Comment Period

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- All comments will be reviewed and considered for changes to the HCBS waiver drafts.
- Public comments, summarized response, and resulting changes will be posted on the DDD website.
- A summary of public comments will be included in the waiver application when submitted to CMS.
- If public comments indicate a need for substantive change(s), the HCBS waivers will be re-drafted and re-posted for another public comment period.

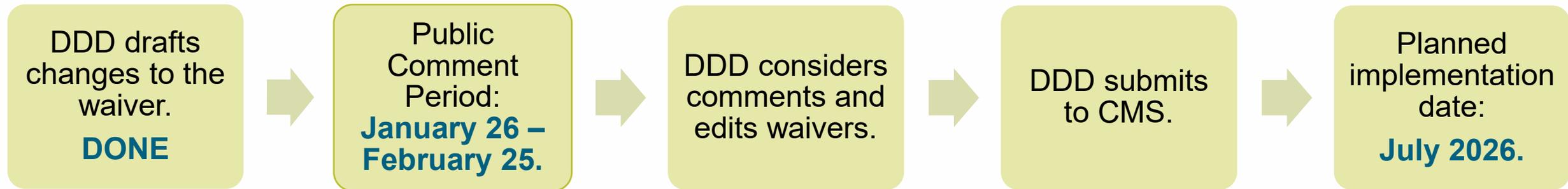
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# Waiver Timeline



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# Resources

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Public Comment information, including copies of HCBS waiver applications, is on the DDD website:



<https://dhhs.ne.gov/Pages/DD-Public-Comment.aspx>

The Division has developed [\*Tips for Submitting Effective Comments\*](#) to support the public in submitting comments.

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# Public Comments are Essential

When submitting a waiver application, it is an opportunity to provide input on the proposed Waiver Amendments.

**We want to consider what is important to participants, families, and providers.**

This is why *public comment periods* are vital.

Please submit your comments.



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# Submitting Public Comments

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***Written comments must be postmarked or received by February 25, 2026.***

- **Online:** [Online Public Comment Form](#)
- **Email:** [DHHS.HCBSPublicComments@nebraska.gov](mailto:DHHS.HCBSPublicComments@nebraska.gov)
- **US Mail:** DDD Public Comments; PO BOX 98947; 301 Centennial Mall South; Lincoln, NE 68509



***Notice:*** After submission, comments will be processed by the Division and posted to the DDD Public Comment website. Efforts will be made to redact personally identifiable information when significant privacy concerns are identified but public comments may be posted in their entirety and without edits.

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# Questions Regarding the Proposed Waivers

*Please submit comments via the online form, email, or by US mail.*

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