

**GENERAL INFORMATION SYSTEM**  
**DIVISION:** Office of Long Term Care

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**GIS 09 OLTC/009**

**TO:** Local District Commissioners, Medicaid Directors

**FROM:** Mark Kissinger, Deputy Commissioner  
Office of Long Term Care

**SUBJECT:** Timeframes for Transition to Licensed Home Care Services Agency  
(LHCSA) Licensure Requirements for the Traumatic Brain Injury  
Medicaid Waiver Providers of Home and Community Support Services

**EFFECTIVE DATE:** Immediately

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The purpose of this GIS is to provide notification that the October 1, 2009 effective date of implementation of changes to Traumatic Brain Injury (TBI) Medicaid (MA) waiver requirements related to Home and Community Support Services (HCSS) has been delayed until **December 31, 2009**. Accordingly, all requirements of the previously approved and disseminated amendment will be effective on December 31, 2009.

Providers must continue to comply with all other practices established in the 2009 TBI Program Manual.

Effective December 31, 2009, all Home and Community Support Services (HCSS) providers for the Traumatic Brain Injury waiver must:

- be licensed by the New York State Health Department as a licensed home care services agency (LHCSA), as specified in Article 36 of the Public Health Law; and,
- employ HCSS staff who have met NYS Department of Health Home Health Aide (HHA) or Personal Care Aide (PCA) training requirements.

TBI HCSS providers seeking LHCSA licensure are expected to meet all program requirements at the time of their pre-opening survey. Current providers, who are not actively engaged in obtaining LHCSA licensure, must transition all TBI HCSS participants to a qualified LHCSA provider approved to provide TBI HCSS services by **December 31, 2009**.