**Compliance Guide for New Regulations for Small Businesses**

* ***What does this regulation do?***

The purpose of the proposed action is to update regulations governing the Home and Community-Based Services Waiver for Children with Autism Spectrum Disorder to align with the CMS-approved waiver conditions. Specifically, the proposed action clarifies requirements for participant eligibility, plans of care, and determining residential habitation intensity levels. Additionally, it updates the range of therapeutic integration service hours for which the Program may reimburse.

* ***Who is Subject to the new regulation?***

Autism Waiver services providers

* ***Why were the new regulations adopted?***

The new regulations are being adopted to align the Autism Waiver regulations with the waiver application approved by CMS and to amend the range of 30-minute units of therapeutic integration (TI) or intensive therapeutic integration (ITI) services for which the Program may reimburse on a given date of service in order to provide flexibility for participants.

* ***When are the regulations effective?***

The proposed action will take effect 10 days after publication of Final Notice in the Maryland Register.

* ***Is funding available to implement new requirements established by the regulation?***

N/A

* ***Are there other resources available for implementing the requirements of the regulation?***

N/A

* ***Is there assistance available to help understand the requirements of the regulation?***

Yes. The Division of Community Long term care is available to explain changes to existing requirements and new requirements made by this regulation. Questions about specific provisions of the regulation should be directed to Jarrod Terry at (410)767-3014 or jarrod.terry@maryland.gov.

**Key Terms and Definitions**

"Intermediate care facility for individuals with intellectual disabilities (ICF-IID)" means an institution licensed by the Department under COMAR 10.07.20 that:

(a) Is primarily for the diagnosis, treatment, or rehabilitation of individuals with intellectual disabilities or persons with related conditions; and

(b) Provides, in a protected residential setting, ongoing evaluation, planning, 24-hour supervision, coordination, and integration of health or rehabilitative services to help each individual function at the individual's greatest ability.