



**TO: Children's Waiver HCBS Providers**

**RE: Announcing Electronic Visit Verification Requirements**

The federal [21<sup>st</sup> Century Cures Act](#), signed into law on December 13, 2016, requires all state Medicaid programs to implement an Electronic Visit Verification (EVV) system for personal care services (PCS) by January 1, 2021 and Home Health Services (HHCS) by January 1, 2023.

Since the Children's Waiver 1915(c) Home and Community Based Services (HCBS) are impacted, the New York State Department of Health (Department) is providing the following notification regarding this compliance requirement.

### **What is EVV?**

EVV is a system that may include multiple point-of-care verification technologies, such as telephonic, mobile, and web-based verification inputs. The system electronically verifies the occurrence of home or community-based service visits, identifying the time that service provision begins and ends to ensure accurate claims disbursement and safeguarding that beneficiaries who are authorized to receive services get the expected care.

### **Does EVV apply to the Children's Waiver?**

EVV applies if the service meets the following criteria:

- Is considered a Medicaid Personal Care Service (PCS)
- The services begin or end in the home
- The services are not provided in a congregate facility
- The service supports Activities of Daily Living (ADL) or Instrumental Activities of Daily Living (IADL)

For the Children's Waiver, EVV will most likely apply to designated Planned and Crisis Respite, Community Habilitation, and Day Habilitation, however, all Children's HCBS providers should self-assess as to whether they meet the EVV criteria and, if necessary, take steps internally to become EVV compliant.

After self-assessment, some HCBS providers will determine that they do not meet EVV requirements for any of the HCBS enrolled children they serve, while other HCBS providers may meet the EVV requirement for *some or all* the enrolled children they serve.

Children's Waiver designated Planned and Crisis Respite, Community Habilitation, and Day Habilitation providers **must** all complete the *Children's Waiver EVV Declaration Form* to confirm they understand the EVV requirements and have determined if they meet EVV requirements. The *Children's EVV Declaration Form* and additional guidance is forthcoming.

### **How can providers learn more about EVV?**

Additional information regarding EVV, including technical assistance resources, are available on the DOH EVV website: [https://health.ny.gov/health\\_care/medicaid/redesign/evv/index.htm](https://health.ny.gov/health_care/medicaid/redesign/evv/index.htm)



- **Join the EVV Listserv**
  - Subscribe to the NYS EVV Listserv at [listserv@listserv.health.state.ny.us](mailto:listserv@listserv.health.state.ny.us). Please be sure to include the following in the body of your email sign-up request:  
SUBSCRIBE EVV-L Your First Name Your Last Name
- **Review the [NYS EVV Website](#), [EVV FAQs](#) and [Document Repository](#) for the latest published EVV documentation and policies.**
- **Attend Technical Assistance calls to learn more about EVV data submission**
  - To sign up for the EVV Technical Assistance calls, please visit the [EVV website](#) to register.

The Department will host a webinar for Children’s Waiver designated Planned and Crisis Respite, Community Habilitation, and Day Habilitation providers to learn more about the *EVV*, compliance requirements, and billing procedures. Information on the webinar will also be forthcoming.

Please send EVV inquiries to [EVVHelp@health.ny.gov](mailto:EVVHelp@health.ny.gov) and questions regarding the Children’s Waiver to [BH.Transition@health.ny.gov](mailto:BH.Transition@health.ny.gov).