



Washington Weekly!

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Administration

Federal Agencies and National Organizations Mourn the Death of L.C. in Olmstead

NASHIA joins federal agencies and national organizations in mourning the death of Lois Curtis, who passed away last week, and honors her role in *Olmstead v. L.C.*, the Supreme Court decision handed down in 1999 that recognized the right of people with disabilities to live in their own homes and receive services in their own communities. Curtis and her co-plaintiff, Elaine Wilson, blazed the trail in recognition that people with disabilities have the right to receive the treatment in an integrated setting of their choice.

The Olmstead Decision has led to States rebalancing long-term services and supports to offer home and community-based services in lieu of institutional or nursing level of care. This decision has resulted in States to implement Medicaid Home and Community-based Services (HCBS) for individuals with brain injury through Medicaid waiver programs; Money Follows the Person; and other Medicaid and State funding options.

CMS Offers Training on Themes Identified Heightened Scrutiny Site Visits

The Centers for Medicare and Medicaid Services (CMS) has recently conducted site visits in selected States to observe how States are enacting the 2014 settings rule requirements, including the implementation of Person-Centered Planning. CMS is sharing these findings November 16 from 1:30-3:00pm (EST) via a webinar. The Medicaid Home and Community-Based Services (HCBS) Settings final rule was effective on March 17, 2014. The settings rule set specific requirements for settings presumed to have institutional characteristics, including settings in institutions, settings on the grounds of or adjacent to a public institution, and settings that have qualities that isolate Medicaid beneficiaries.

Referred to as presumptively institutional settings, States are required to assess these settings and, where the State has determined that the setting overcomes the institutional presumption and the setting complies or will comply with the settings rule by March 17, 2023, submit to CMS documentation that demonstrates the setting's compliance. CMS has launched a series of heightened scrutiny site visits to presumptively institutional settings in States. The November 16 training will cover:

- An overview of CMS' heightened scrutiny site visit process;
- Overarching themes identified during CMS' heightened scrutiny site visits; and
- Considerations for States moving forward.

Following the presentation, webinar participants will have the opportunity to share any questions, comments, experiences, or suggestions with CMS and the presenter. Please register for this webinar [HERE](#). (Conference Line: 1-844-875-7777; Access Code: 715810#.)

Federal Funding Opportunities

NHTSA Offers Road to Zero Community Traffic Safety Grants

Applications are now open for the latest [Road to Zero Community Traffic Safety Grants](#) funded by the National Highway Traffic Safety Administration (NHTSA). These grants support projects, programs and research that put the Road to Zero strategy into practice and help achieve our mission of zero traffic deaths. Grants can be used to kick-start new initiatives or grow existing efforts. To see examples from previous years' grants, [go here](#). Information on the funding available, including eligibility requirements and starting an application, is available [here](#).

Reports and Resources

CVB Applauds Newly Released Film on Depiction of TBI and Veterans

The Cohen Veterans Bioscience (CVB) fully supports portrayals in *'Causeway'* for its accurate depiction of traumatic brain injury (TBI) and the Veteran experience. Cohen Veterans Bioscience is pleased to see brave artists take an unflinching approach to bring this difficult topic of TBI out of the shadows. Jennifer Lawrence stars as a military engineer healing from TBI and the invisible wounds of war. The film follows "Lynsey," who suffers a TBI while deployed in Afghanistan and her struggles with rehabilitation and depression adjusting to life back home.

CDC Releases Suicide Prevention Resource for Action

The Centers for Disease Control and Prevention (CDC) has released the [Suicide Prevention Resource for Action](#) (Suicide Prevention Resource), which is an update and a significant expansion of *Preventing Suicide: A Technical Package of Policy, Programs, and Practices* (Technical Package) published in 2017. The new Suicide Prevention Resource includes strategies with the best available evidence to prevent risk for suicide and lessen the immediate and long-term harms of suicidal behavior for individuals, families, and communities.

NARIC Adds Study on Impact of COVID-19 and Personal Services

In this week's [Research In Focus](#), produced by the National Rehabilitation Information Center (NARIC), researchers explored how the COVID-19 pandemic has impacted personal assistance services and steps people took to stay safe while accessing the supports they needed to stay independent.

IVP Organizations Promote National Injury Prevention Day

Next week is the third annual [National Injury Prevention Day](#) (NIPD) and many leading injury and violence prevention (IVP) organizations are drawing attention to the burden of injuries and violence and encourage people in communities across the country to [get involved](#). In addition to releasing a new [INdepth podcast](#) episode discussing careers in IVP and taking part in the [Unifying Voices Webinar](#) and [Twitter Chat](#) on Friday, November 18, Safe States will shed light on what IVP is about with a new social media series called, "[This is IVP](#)" during the week leading up to NIPD. IVP organizations, including NASHIA, are invited to [share one or more of the 19 prepared images and messages](#) that highlight specific safety topics, as well as the shared, interconnected nature of prevention.

CMS Announces Managed Care Program Annual Report

Yesterday, the Centers for Medicare & Medicaid Services (CMS) announced the availability of the Managed Care Program Annual Report in MDCT-Managed Care Reporting. In a CMCS Informational Bulletin ([CIB](#)) [dated June 28, 2021](#), CMS released a reporting template for the Managed Care Program Annual Report, and announced the development of a web-based reporting portal for the collection of all required managed care reports. In another [CIB dated July 6, 2022](#), CMS provided an update on the web-based reporting portal, and released two additional reporting templates, related to Medical Loss Ratio (MLR) and network adequacy and access assurances. In the July, 2022 CIB, CMS also committed to announcing the availability of each report when they are ready for States to submit them through the web-based reporting portal, known as MDCT-Managed Care Reporting.

Access to MDCT-Managed Care Reporting is limited to State employees nominated by their State's leadership. CMS has been in contact with each State's representative to the Managed Care Technical Advisory Group (TAG) to explain the process to nominate and apply for access. Each State should follow the instructions provided to gain access to the system. More information is available on Medicaid.gov about all required managed care reporting

Upcoming Webinars and Conferences

NCIPC Celebrates National Injury Prevention Day

Celebrate **National Injury Prevention Day** on Friday, November 18th, 10:00am (EST) by participating in a one-hour virtual event, featuring US Public Health Service Captain Christopher Jones, PharmD, DrPH, MPH, the Centers for Disease Control and Prevention's Acting Director for the National Center for Injury Prevention and Control (NCIPC). Dr. Jones will join the country's top Injury and Violence Prevention (IVP) organizations to sound the alarm about the need for and promise of prevention. Register [here](#).

KTDRR Offers Webcast: Social Media – How to Use Data and Analytics

The NIDILRR-funded **Center on Knowledge Translation for Disability and Rehabilitation Research (KTDRR)** and the **Center on Knowledge Translation for Employment Research (CeKTER)** will host a webcast, **Social Media: How to Use Data and Analytics**, November 16th, 3:00– 4:00pm (ET). Presenters from the National Rehabilitation Information Center (NARIC) and the National Library of Medicine (NLM) at the National Institutes of Health will discuss strategies that can help participants use their social media and web statistics to understand and strengthen their social media impact. Presenters will discuss how these strategies work in different languages and regions of the globe. Registration is free and required.



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The National Association of State Head Injury Administrators assists State government
in promoting partnerships and building systems
to meet the needs of individuals with brain injuries and their families.

Support States. Grow Leaders. Connect Partners.



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