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STEPHANIE MCGEE AZAR  
Commissioner

Pursuant to the requirements of the Home and Community-Based Settings Final Rule (Final Rule) regulations (CMS 2249- F/2296-F) issued by the Centers for Medicare and Medicaid Services (CMS) on March 17, 2014, the Alabama Medicaid Agency (AMA) is issuing this request for public review and comment. In brief, this opportunity for public comment is focused on the Final Rule requirements that Home and Community-Based Services (HCBS) are delivered in settings that are not institutional in nature.

Written comments for this notice will be received from September 30, 2021, through October 29, 2021. Individuals must send their comments via mail to: Alabama Medicaid Agency, LTC Healthcare Reform Division, P.O. Box 5624, Montgomery, Alabama 36103-5624 or via e-mail to [PublicComment@medicaid.alabama.gov](mailto:PublicComment@medicaid.alabama.gov). Comments will be available for public review at [https://medicaid.alabama.gov/content/6.0 LTC Waivers/6.1 HCBS Waivers/6.1.8 Transition Plan.aspx](https://medicaid.alabama.gov/content/6.0_LTC_Waivers/6.1_HCBS_Waivers/6.1.8_Transition_Plan.aspx)

## Section I: Overview of this Request for Public Comment

The intent of the Final Rule is to ensure that individuals receiving long-term services and supports through home and community-based services (HCBS) programs under the 1915 (c), 1915 (i), and 1915 (k) Medicaid authorities have required full access to benefits of community living and the opportunity to receive services in the most integrated setting that is appropriate. Among many of the things the Final Rule does, some of the most important are: 1) establishes an outcome oriented definition that focuses on the nature and quality of individuals' experiences; 2) maximizes opportunities for individuals to have access to the benefits of community living and the opportunity to receive services in the most integrated setting; and 3) establishes requirements for the qualities of home and community-based settings.

The Final Rule also describes institutional settings that cannot be considered home and community-based. These include Nursing Facilities, Institutions for Mental Disease, Intermediate Care Facilities for Individuals with Intellectual Disabilities and Hospitals.

In addition, the regulations identify other settings that are presumed to have institutional

qualities and therefore do not meet the requirements for Medicaid home and community-based settings. These include:

- Settings in a publicly or privately operated facility that provides inpatient institutional treatment (Prong I)
- Settings in a building on the grounds of, or adjacent to, a public institution (Prong II).
- Settings with the effect of isolating individuals receiving Medicaid HCBS from the broader community of individuals not receiving Medicaid HCBS (Prong III.)

For a setting that is presumed to have institutional qualities as described above, the State has the option of submitting evidence to CMS to demonstrate the setting does not have the qualities of an institution and that it does have the qualities of a home and community-based setting. In order to overcome the presumption that a setting has the qualities of an institution, CMS must then determine that the setting does not have the qualities of an institution and does have the qualities of a home and community-based setting. This process is known as “Heightened Scrutiny.”

As a part of its Statewide Transition Plan for achieving full compliance with the Final Rule, the State was required to identify any settings that fell into one of the three categories presumed to be institutional (Prongs I, II or III.) Through monitoring completed by waiver operating agency staff and/or case management staff, the State has confirmed that no waiver services are provided in Prong I or Prong II settings. (Note: in 2017, the State found that one Adult Day Health (ADH) program was located in a building with a nursing facility, but that program is no longer in operation.) Monitoring consisted of on-site observations of all applicable settings.

However, the process for determining whether a setting was in the Prong III category (i.e., due to having the effect of isolating individuals from the broader community) has been more challenging, complex and time-consuming. Guidance from CMS indicated that the agency will take into account the following characteristics that would contribute to a finding that a setting should be presumed institutional based on its practices, rather than simply a location.

- Due to the design or model of service provision in the setting, individuals have limited, if any, opportunities for interaction in and with the broader community, including with individuals not receiving Medicaid-funded HCBS;
- The setting restricts beneficiary choice to receive services or to engage in activities outside of the setting; or,
- The setting is physically located separate and apart from the broader community and does not facilitate beneficiary opportunity to access the broader community and participate in community services, consistent with a beneficiary’s person-centered service plan.

As CMS interpretative guidance of the Final Rule has evolved since its original publication, and the State's understanding of the many implications has grown, the State has made succeeding modifications to the assessment and validation processes it has used to determine if a setting is in the Prong III category (i.e., having the effect of isolating individuals from the broader community.) In addition, the COVID-19 Public Health Emergency (PHE) caused some delays and modifications for some of these review processes. These processes are described in greater detail further below in Section II: Identification of Settings With the Effect of Isolating.

Pursuant to CMS guidance issued on March 22, 2019 and July 14, 2020 regarding the requirements and processes for heightened scrutiny, the State must make available for public comment the findings of its review related to settings that have been determined by the State to have isolating characteristics, as follows:

- If a setting is deemed to be isolating and the State has determined the isolating setting can achieve compliance with all the Settings Rule criteria before the expiration of the transition period, but has not yet done so by July 1, 2021, the State must submit that setting to CMS by the end of October 2021 for a heightened scrutiny review within 120 days.
- In addition, if the State initially determines that a setting has the effect of isolating individuals and the setting implements remediation to comply with regulatory criteria to the State's satisfaction by July 1, 2021, then there will be no need to submit information on that setting to CMS for a heightened scrutiny review. However, for settings that were originally deemed isolating, but have remediated, the State must also make that information available for public comment. Further, CMS reserves the right to review any setting that the State has attested has remediated isolating characteristics if the State receives significant public comment disagreeing with the State's assessment.

<https://www.medicaid.gov/federal-policy-guidance/downloads/smd19001.pdf>

<https://www.medicaid.gov/Federal-Policy-Guidance/Downloads/smd20003.pdf>

**This public comment request addresses the State's identification of settings with characteristics that are presumed to be institutional in nature, but have overcome the presumption, or are expected to do so prior to the end of the transition period in March 2023. The documents attached list provider owned and operated settings that deliver HCBS to Medicaid waiver participants that have been determined to (1) have previously had isolating characteristics, but have successfully completed remediation, and 2) currently have isolating characteristics that continue to require remediation.**

The State expects that each of the settings that still require remediation will be able to successfully remediate within the timeframes required by the Final Rule. However, the State will

submit a list of settings that require further remediation to CMS by the end of October 2021. CMS will use the list to compile a random sample of settings to review, but may also review additional settings and/or suggest changes to the State's heightened scrutiny review process if the sample review highlights concerns with the State's approach in determining whether a setting overcomes the presumption that it is an institution. CMS may also request information on any setting for which the State received public comments that the setting was presumptively institutional but was not included on the State's heightened scrutiny list because the State determined it to meet the HCBS settings criteria.

CMS will review all information presented by the State and other parties on settings selected for the review sample and will either: approve the State's assertion that the setting overcomes the presumption that the setting is an institution; or provide the State feedback on missing information, questions for clarity, or reason(s) why CMS cannot agree that a setting is able to overcome the presumption that it is an institution. States will then have the opportunity to provide the additional information needed to support their assertion before final determination is made by CMS.

Based on the process described in the State's STP on how CMS feedback on a particular setting will be applied to similarly situated settings, the State will use the CMS feedback to remediate settings that have the qualities of an institution not included in the CMS review sample. CMS will make final heightened scrutiny review determinations of each setting in the sample available on the [Medicaid.gov/hcbs](https://www.Medicaid.gov/hcbs) website.

Please note that this opportunity for public comment is focused only on the current status of settings with regard to characteristics that are presumed to be institutional in nature, but have either demonstrated that their practices effectively overcome that presumption, or are expected to do so before the end of the transition period. This phase of public comment will assist in the completion of the State's overall Statewide Transition Plan (STP), which will also undergo a 30-day public comment period. The State expects to post the full STP no later than November 30, 2021.

## **Section II: Identification of Settings with the Effect of Isolating**

Pursuant to CMS guidance, this section provides summary information regarding the processes by which the State identified settings with isolating characteristics, as well as those that the State determined overcame the presumption prior to July 1, 2021.

For context, the State operates six HCBS Medicaid Waivers. Four of the waiver programs serve individuals who would otherwise require a Nursing Facility (NF) level of care. These include the

Elderly and Disabled (E&D) Waiver, the Alabama Community Transition (ACT) Waiver, the Technology Assisted (TA) Waiver and the State of Alabama Independent Living (SAIL) Waiver. The E&D and ACT Waivers are operated by the Alabama Department of Senior Services (ADSS), while the TA and SAIL Waivers are respectively operated by the AMA and the Alabama Department of Rehabilitation Services (ADRS). Two additional waiver programs serve individuals who would otherwise require an Intermediate Care Facility for Persons with Intellectual/Developmental Disabilities (ICF/IDD). These are the Intellectual Disabilities (ID) Waiver and the Living at Home (LAH) Waiver, both of which are operated by the Alabama Department of Mental Health-Developmental Disabilities Division (ADMH-DDD.)

Almost all of the settings subject to the Final Rule are provided under the ICF/IDD waiver programs. For example, there are no provider owned or operated residential settings for the four NF level of care waiver programs. Rather, services are delivered in the private dwellings of the waiver participants. While two NF level of care waivers (E&D and ACT) include Adult Day Health (ADH) as an available service, there are only five currently active ADH programs in the State at this time, and together they serve only about 20 Medicaid waiver participants. In addition, most of these active programs temporarily suspended services for a period of time during the Public Health Emergency (PHE) and only recently re-opened.

The ICF/IDD level of care waivers operate approximately 1200 provider owned and operated settings. These setting types include the following:

ID Waiver	Setting Types
Provider-owned and controlled residential settings	Certified Group Home Certified Apartment
Provider-owned and controlled non-residential settings	Day Habilitation (Facility-Based) Community Experience (Community-Based) Community Day Hab (Community-Based) Prevocational Facility Based (Facility-Based) Prevocational Community Based (Community-Based)
LAH Waiver	
Provider-owned and controlled non-residential settings	Day Habilitation (Facility-Based) Community Experience (Community-Based) Community Day Hab (Community-Based) Prevocational Facility Based (Facility-Based) Prevocational Community Based (Community-Based)

For clarity, the following summary of State strategies and findings are presented separately for the NF and ICF/IDD level of care waiver programs. As described above, through on-site monitoring, the State has confirmed that no settings fall into the Prong I or Prong II categories

of settings that are presumed institutional. Therefore, the narrative below focuses on strategies related to identifying settings that are presumed institutional due to isolating practices.

***The State has employed the following strategies to identify settings that are presumed to have qualities of an institution due to isolating individuals from the broader community.***

**NF Level of Care:** There are no provider owned or operated residential settings for the four NF level of care waivers. Rather, services are delivered in the private dwellings of the waiver participants. Each participant's choice of dwelling, chosen by the individual through a person-centered planning process, is verified through a site visit prior to enrollment by an assigned Case Manager. Changes in residence are to be reported monthly by waiver case managers and must be verified by a site visit.

For the two NF level of care waivers (E&D and ACT) that include ADH as an available service, each site (100%) completed a provider self-assessment during the period from 6/1/2015 through 6/19/2015, using a tool developed by AMA staff and based on the HCBS Final Settings Rule requirements. From 7/14/2015 through 9/30/2015, AMA staff made visits to 100% of the ADH sites to validate the results of the provider self-assessment. Of the five currently operating settings, the results of the provider self-assessment and validation visits indicated each was in compliance with the HCBS Final Settings Rule requirements. However, as AMA staff continued to engage with the ADH providers through training and on-site visits in 2018 and 2019, it became clear that none of the ADH programs had sufficient policies, procedures or practices in place to sustain a finding that they did not isolate. Due to the constraints of the PHE, including the temporary closures of most of the five programs, as of July 1, 2021, the State has not been able to confirm these settings have fully remediated.

In the interim, the State has modified its audit tool and processes to assess Final Rule compliance for ADH programs on an annual basis and is currently in the process of piloting its use with the five existing ADH settings. The audit tool questions and protocols are designed to evaluate policies and procedures, as well as the actual experience of the individuals attending the program. This pilot phase will also allow the State to assess the current level of compliance and identify areas of noncompliance that require remediation and offer opportunities for systemic and focused technical assistance.

**ICF/IDD Level of Care:**

In October 2014, the ADMH-DDD initiated a self-assessment and validation process for all of its residential and day habilitation providers. All certified providers of day and residential services were provided information and training on how to complete the HCBS Checklist self-assessment

tool via a webinar as well as a user guide and video, both of which were posted on the ADMH-DDD website. All assessments completed were entered by the providers into the Division's electronic case management and record system. All providers completed these assessments by October 30, 2014, and a total of 1,234 sites were self-assessed.

This initial round of self-assessments was followed by a 100% validation, completed as a part of the annual or biennial certification visits to each provider. In 2015, ADMH-DDD incorporated HCBS rule probes into its provider certification assessment tool, which was originally developed from The Council on Quality and Leadership's (CQL) Basic Assurances quality assessment. These probes were developed as a means of discovering and making rating decisions on information gathered and were intended to enable certification staff to review and validate HCBS compliance during their provider certification visits.

After the first round of compliance validations, AMA and ADMH-DDD concluded that the revised certification tool and validation process did not adequately and correctly address all Final Rule requirements and therefore, was not sufficient for determining compliance. In December 2018, ADMH-DDD determined that more complete and specific information needed to be gathered to determine full Final Rule compliance. ADMH-DDD subsequently began developing more robust provider self-assessments, validation tools, and compliance assessment processes to not only identify noncompliant settings and those presumed institutional, but to further assist ADMH-DDD in working with providers and other stakeholders to better understand the HCBS rule and craft providers' unique setting-specific transition to compliance plans, as appropriate. ADMH-DDD also conducted numerous trainings to staff, providers, and stakeholders on the HCBS rule, assessments, and validations.

In January 2019, ADMH-DDD finalized separate HCBS settings self-assessment tools for residential and non-residential provider-owned settings, incorporating probes related to each HCBS rule requirement. ADMH-DDD also designed a provider transition to compliance plan template to identify setting-specific compliance issues, develop corresponding remediation activities with providers, and track providers' progress, facilitating collaboration between ADMH-DDD and providers on achieving full compliance. Between April 1, 2019 and April 30, 2019, providers completed and submitted self-assessments for each of their settings as well as each service provided within their settings (e.g., prevocational services and day services) to ADMH-DDD Regional Offices through the ADMH's information system. Those who did not have access to the information system submitted a paper copy to their Regional Office. ADMH-DDD accepted only those self-assessments completed in full and required revisions and resubmissions when needed. The Division received self-assessments for all settings.

Beginning May 1, 2019, ADMH-DDD Regional Office Monitors initiated on-site validations of provider self-assessments for all residential and non-residential provider settings. The validation tools included indicators related to each Final Rule standard to determine if the setting was in full, partial, or minimal compliance, as well as noncompliance, with each standard. The tool also included probes to determine whether the setting had the effect of isolating or was presumed institutional. Additionally, ADMH-DDD Regional Office Monitors worked with the providers to arrange meetings and interviews with those receiving services as well as an employee of the provider agency with knowledge of the information required to complete the validation assessment during the on-site visit. A round of validation was completed for all applicable settings.

***The State is employing the following approaches to reviewing settings flagged as being presumptively institutional, how the State will use public comments to inform its review, and how the State has/will determine whether a setting overcomes the presumption that it is an institutional setting.***

**How the State Will Use Public Comment:** AMA and its operating agencies value the feedback of their stakeholders and understand that stakeholders have the best insight into participants' experiences of HCBS settings and services. Upon receipt and review of feedback from the public comment period, AMA and its state partners will review the compliance determinations of settings as needed and work with stakeholders to determine if any additional or modified evaluation is required. AMA will also consider whether settings originally determined Prong III do not, in fact, have the effect of isolating based on stakeholder feedback.

**NF Level of Care:** As described above, the State will use a modified audit tool and process to review all existing ADH settings flagged as being presumptively institutional and to determine whether the setting overcomes the presumption that it is an institutional setting. Following the pilot audit, and based on its results, the State will develop a provider-specific technical assistance and remediation plan with a schedule for implementation. ADSS will be responsible for tracking and monitoring the implementation and successful completion of all required remediation.

**ICF/IDD Level of Care:** For each setting, during the second round of validations that began in May 2019, ADMH-DDD Regional Office Monitors documented findings of full compliance, partial compliance, minimal compliance, and noncompliance with each of the Final Rule standards, as applicable to the setting. Partial compliance, minimal compliance, and noncompliance with any HCBS rule standard also prompted the development of specific remediation plans with the provider that were documented in a Provider Transition to



Compliance Plan (PTCP). All settings that required a setting-specific PTCP are not deemed fully compliant with the HCBS rule until all remediation activities and action items described in the plan are fully implemented.

***The State is attaching a numbered list of settings identified that the State believes can overcome the presumption that the settings are institutions (i.e., a setting that the State has identified as isolating), but have not yet fully remediated. Below is a summary of how the settings will overcome the presumption of being institutional in nature as well as the State's plan for oversight of remediation to ensure compliance with the settings criteria by the end of the transition period.***

As described above, the State did not have any Prong I or Prong II settings. All settings referenced in the attached list fall into the Prong III category of having isolating characteristics, but the State believes each setting will implement remediation strategies that result in overcoming the presumption of being institutional.

**NF Level of Care:** The State is submitting a list of five ADH settings for which it has not been able to confirm that they have overcome the presumption of being institutional. Due to the temporary closures of most of these settings and other constraints of the PHE, it has been impractical to complete a meaningful validation. However, as described above, the State is currently completing a pilot audit of each program that includes numerous probes to assess all aspects of the Final Rule requirements, as well as extensive protocols to ensure complete and accurate data are collected. The results of the audit will be evaluated to determine areas of specific noncompliance for each setting which, in turn, will be used to develop an action plan for coming into compliance. Due to the very small size of the ADH program, the State anticipates implementing an intensive setting-specific plan for each setting. In addition, the State will evaluate the aggregate findings to determine areas of systemic training and technical assistance. ADSS will monitor the implementation of the action plans until full compliance is achieved, and thereafter through the ongoing auditing and case management processes.

**ICF/IDD Level of Care:** The State is submitting a list of 300 settings (251 residential settings and 49 non-residential settings), identified through the validation processes described above, that have not yet overcome the presumption that they are institutional in nature due to having isolating characteristics; however, the State believes that all of these settings will achieve full remediation within the required timeframes.

The State is employing multiple strategies to assist settings to achieve remediation and to monitor their progress. For example, during the validation process, ADMH-DDD utilized

regional meetings to facilitate focus groups of compliant and noncompliant providers, walking through specific challenges and collectively determining best practices for achieving compliance. In another example, ADMH-DDD Regional Office staff meet with all Regional Office Monitors at least monthly to discuss the PTCPs, identify any providers demonstrating difficulty transitioning to compliance, highlight cross-provider trends, and identify technical assistance needs.

ADMH-DDD has also developed a process for tracking and monitoring PTCPs. Regional Office Monitors are responsible for ensuring PTCPs are being implemented effectively during the transition period and continue to work with providers, as appropriate, to develop setting-specific PTCPs for all partially met, minimally met, and noncompliant HCBS rule findings and monitor remediation progress. Regional monitors update the setting-specific PTCP after each semi-annual monitoring visit to reflect the findings from each visit. In conjunction with the monitoring visits, Regional Office Monitors will provide technical assistance to the provider as often as needed and as appropriate.

Findings from the PTCP monitoring will also be aggregated into a monthly summary for review by the Regional Office Community Services Director and by Central Office Certification and Community Services staff. The review of aggregate data will inform Central and Regional Offices of provider engagement needs from a systemic perspective. Settings that require a setting-specific PTCP are not deemed fully compliant with the HCBS rule until all remediation activities are fully implemented.

***The State is not submitting a list of settings that the State believes cannot overcome the presumption that the settings are institutions by the end of the transition period, and thus may not receive Medicaid funding for HCBS after the transition period.***

**NF Level of Care:** The State did not identify any settings that it believes cannot or will not overcome the presumption of being institutional in nature.

**ICF/IDD Level of Care:** The State did not identify any settings that it believes cannot or will not overcome the presumption of being institutional in nature.

***The State is submitting a list of settings that the state previously identified as presumptively institutional due to isolation, but subsequently demonstrated compliance with the settings criteria by July 1, 2021, along with a statement that information supporting remediation for those settings is available upon request.***

**NF Level of Care:** At this time, due to the circumstances described above, the State is not submitting a list of any ADH settings that have overcome the presumption of having isolating practices.

**ICF/IDD Level of Care:** The State is submitting a list of 741 settings (616 residential settings and 26 non-residential) settings, identified through the validation processes described above, that have overcome the presumption that they are institutional in nature due to having isolating characteristics. Information supporting remediation is available for each applicable setting upon request.

***The State will implement the following process for applying CMS feedback on specific settings to similarly situated settings.***

Upon receipt of feedback from CMS, the State will use the CMS feedback to remediate any similarly situated settings that continue to have the qualities of an institution. This will include applying any modifications to the State's settings compliance evaluation approach as needed. Additionally, the State will update validation tools, monitoring tools, and provider specific remediation plans, as appropriate.

***The State is submitting the following list ICF/IDD Level of Care Residential Settings, by Region, that the State has deemed to be presumed institutional due to isolating practices and have not fully remediated, but are expected to fully remediate by the end of the transition period.***

Note: ADMH-DDD regions cover the following counties:

**Region 1:** Cherokee, Colbert, Cullman, DeKalb, Etowah, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, Marshall, Morgan

**Region 2:** Bibb, Choctaw, Fayette, Greene, Hale, Lamar, Marengo, Marion, Pickens, Sumter, Tuscaloosa, Walker, Winston

**Region 3:** Baldwin, Clarke, Conecuh, Dallas, Escambia, Mobile, Monroe, Perry, Washington, Wilcox

**Region 4:** Autauga, Barbour, Bullock, Butler, Chambers, Coffee, Covington, Crenshaw, Dale, Elmore, Geneva, Henry, Houston, Lee, Lowndes, Macon, Montgomery, Pike, Russell, Tallapoosa

**Region 5:** Blount, Calhoun, Chilton, Clay, Cleburne, Coosa, Jefferson, Randolph, Shelby, St. Clair, Talladega

Region 1
1. Enrestoration, Inc. #1
2. Enrestoration, Inc. #2
3. Episcopal Kyle Homes, Inc. #1
4. Episcopal Kyle Homes, Inc. #2
5. H.O.P.E. Inc. #1
6. H.O.P.E. Inc. #2
7. Haymon Homes #1
8. Haymon Homes #2
9. Haymon Homes #3
10. Integrity Homes
11. Jackson Co. Community Services #1
12. Jackson Co. Community Services #2
13. Jackson Co. Community Services #3
14. 2Lifeway Systems, Inc.
15. Montis Residential #1
16. Montis Residential #2
17. R & R Group Homes
18. The Learning Tree, Inc. #1
19. The Learning Tree, Inc. #2
20. World Advance, Inc. #1
21. World Advance, Inc. #2

Region 2
1. (Arc of Walker) Brook Haven
2. (Arc of Walker) Haney
3. (Arc of Walker) The Lake
4. (Arc of Walker) Parkway
5. (Arc of Walker) South Lowell

6. (Community Options) Arkadelphia
7. (Future Living) Highpoint
8. (Indian Rivers) Kaulton #1
9. (Indian Rivers) Kaulton #2
10. (Indian Rivers) Kaulton #3
11. (Indian Rivers) Kaulton #4
12. (Indian Rivers) Loop Road
13. (Indian Rivers) Watertowers Place #1
14. (Indian Rivers) Watertowers Place #2
15. (Indian Rivers) Watertowers Place #3
16. (Indian Rivers) Watertowers Place #4
17. (Indian Rivers) Watertowers Place #5
18. (Northwest) Pine Haven
19. (Northwest) Winfrey
20. (RHOC) Sherman CRF
21. (Sunrise)39th St. CRF
22. (Sunrise) Covington Villa
23. (The Arc of F/L/M) Carver
24. (The Arc of F/L/M) Home 268
25. (The Arc of F/L/M) Ivy Brook
26. (The Arc of F/L/M) Pinewood
27. (The Arc of F/L/M) Pleasant Hill
28. (The Arc of F/L/M) Steele
29. (The Arc of F/L/M) Shadow Oaks
30. (Turner LLC) Turner II
31. (VOA) 1St Street
32. (VOA) Elliott II
33. (VOA) M & M II
34. (VOA) Windsor II
35. (Weaver) Weaver I
36. (Weaver) Weaver II

Region 3
1. A & E Supported Living #1
2. A & E Supported Living #2
3. Arc of Baldwin County (ARCBC) - Cindy Haber Center
4. Dawn House
5. Donald Hammond-VOA #1
6. Donald Hammond-VOA #2
7. Donald Hammond-VOA #3
8. Donald Hammond-VOA #4
9. Eva Reed-VOA #1
10. Eva Reed-VOA #2
11. Eva Reed-VOA #3

Region 3
12. Graham's House of Hope #1
13. Graham's House of Hope #2
14. Horizon
15. JLW Res
16. L'Arche #1
17. L'Arche #2
18. L'Arche #3
19. Life Care Services LLC
20. Linda Lopez-Hernandez Home - Nobles #1
21. Linda Lopez-Hernandez Home - Nobles #2
22. Louise Davis
23. Nobles Res #1
24. Nobles Res #2
25. Nobles Res #3
26. Nobles Res #4
27. Nobles Res #5
28. Nobles Res #6
29. Nobles Res #7
30. Prestige #1
31. Prestige #2
32. Prestige #3
33. Prestige #4
34. Prestige #5
35. Robinson Res
36. Scott Res #1
37. Scott Res #2
38. Scott Res #3
39. Scott Res #4
40. Scott Res #5
41. Scott Res #6
42. Tajuacha -VOA #1
43. Tajuacha-VOA #2
44. Tajuacha-VOA #3
45. Tajuacha-VOA #4
46. Tajuacha-VOA #5

Region 4
1. AEDS #1
2. AEDS #2
3. AEDS #3
4. AEDS #4
5. AEDS #5
6. AEDS #6
7. AEDS #7

Region 4
8. AEDS #8
9. AEDS #9
10. AEDS #10
11. AEDS #11
12. AWE #1
13. AWE #2
14. AWE #3
15. AWE #4
16. DHCIDB #1
17. DHCIDB #2
18. DHCIDB #3
19. DHCIDB #4
20. DHCIDB #5
21. DHCIDB #6
22. EAMH #1
23. EAMH #2
24. EAMH #3
25. EAMH #4
26. EAMH #5
27. EAMH #6
28. EAMH #7
29. EAMH #8
30. EAMH #9
31. EAMH #10
32. EAMH #11
33. EAMH #12
34. ECMH #1
35. ECMH #2
36. ECMH #3
37. EEARC #1
38. EEARC #2
39. EEARC #3
40. EEARC #4
41. HCCG
42. HELP
43. HGH
44. HGH/Oui Care
45. HRDI #1
46. HRDI #2
47. HRDI #3
48. HRDI #4
49. HRDI #5
50. HRDI #6
51. HRDI #7

Region 4
52. HRDI #8
53. HRDI #9
54. HRDI #10
55. HRDI #11
56. HRDI #12
57. HRDI #13
58. Mag Wood #1
59. Mag Wood #2
60. Mag Wood #3
61. Mag Wood #4
62. Mag Wood #5
63. Mag Wood #6
64. Mag Wood #7
65. Mag Wood #8
66. Mag Wood #9
67. Mag Wood #10
68. Mag Wood #11
69. Mag Wood #12
70. Mag Wood #13
71. Mag Wood #14
72. Mag Wood #15
73. Mag Wood #16
74. Mag Wood #17
75. Mag Wood #18
76. Mag Wood #19
77. Mag Wood #20
78. Mag Wood #21
79. Mag Wood #22
80. Mag Wood #23
81. Mag Wood #24
82. Mag Wood #25
83. Mag Wood #26
84. Mag Wood #27
85. MARC #1
86. MARC #2
87. MARC #3
88. MARC #4
89. MARC #5
90. MARC #6
91. MARC #7
92. PHP #1
93. PHP #2
94. PHP #3
95. PHP #4



Region 4
96. PHP #5
97. PHP #6
98. PHP #7
99. PHP #8
100. PHP #9
101. PHP #10
102. PHP #11
103. PHP #12
104. PHP #13
105. PHP #14
106. PHP #15
107. PHP #16
108. PHP #17
109. PHP #18
110. PHP #19
111. PHP #20
112. PHP #21
113. PHP #22
114. Quality South #1
115. Quality South #2
116. Quality South #3
117. Quality South #4
118. Quality South #5
119. TLT #1
120. TLT #2
121. TLT #3
122. TLT #4

Region 5
1. ARC of Central AL
2. Bridget's Home
3. Learning Tree #1
4. Learning Tree #2
5. Learning Tree #3
6. Learning Tree #4
7. Learning Tree #5
8. Learning Tree #6
9. Learning Tree #7
10. Learning Tree #8
11. PHP #1
12. PHP #2
13. PHP #3
14. PHP #4
15. PHP #5

Region 5
16. PHP #6
17. PHP #7
18. PHP #8
19. PHP #9
20. PHP #10
21. PHP #11
22. PHP #12
23. PHP #13
24. PHP #14
25. PHP #15
26. VOA

***The State is submitting the following list of ICF/IDD Level of Care Non-Residential Settings, by Region, that have been presumed institutional due to isolating practices, but are expected to fully remediate by the end of the transition period.***

Note: ADMH-DDD regions cover the following counties:

**Region 1:** Cherokee, Colbert, Cullman, DeKalb, Etowah, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, Marshall, Morgan

**Region 2:** Bibb, Choctaw, Fayette, Greene, Hale, Lamar, Marengo, Marion, Pickens, Sumter, Tuscaloosa, Walker, Winston

**Region 3:** Baldwin, Clarke, Conecuh, Dallas, Escambia, Mobile, Monroe, Perry, Washington, Wilcox

**Region 4:** Autauga, Barbour, Bullock, Butler, Chambers, Coffee, Covington, Crenshaw, Dale, Elmore, Geneva, Henry, Houston, Lee, Lowndes, Macon, Montgomery, Pike, Russell, Tallapoosa

**Region 5:** Blount, Calhoun, Chilton, Clay, Cleburne, Coosa, Jefferson, Randolph, Shelby, St. Clair, Talladega

Region 1
1. ARC of Marshall County
2. Cherokee Co. Ed & Training Center
3. Arc of DeKalb Co. Day
4. Etowah Co. Ed. & Training Ctr.
5. Greater Etowah MR 310- Smeltzer Ctr.
6. Arc of Madison Co. Birdie Thornton Ctr.
7. SCOPE 310 Authority, Conner Ctr.
8. Arc of Jackson Co. Inc., The ARC Achievement Ctr.
9. Tri-County Development Center
10. VOASE, Inc., Hartselle Community Enrichment Ctr

Region 2
1. (Arc of Tuscaloosa) McGraw
2. (Community Options) Community Options
3. (Eagles Wing) Eagles Wing
4. (Northwest AL) Windows Without Walls
5. (Sunrise) RFI
6. (The Arc of F/L/M) 2nd Time Around
7. (The Arc of F/L/M) Striving For Success
8. (UCP) UCP
9. (WAMHC) CAC
10. (WAMHC) HAC-WAMHC
11. (WAMHC) MAC

Region 3
1. Cahaba Center for Mental Health #1
2. Cahaba Center for Mental Health #2
3. Cahaba Center for Mental Health #3
4. Clarke County ARC (TACC)
5. Dawn House
6. Independent Living Center
7. Mobile Arc McCay Day Program

Region 4
1. AEDS ARC of Love Day Hab
2. AEDS Azalea Training Center
3. AWE Smith Developmental Center
4. Dale Co. MRB (Vivian B School)
5. DHCIDB Vaughn Blumberg Ctr.
6. EAMH
7. EAMH Russell Co Day
8. EEARC Sugarberry Center
9. MARC (Hanan)
10. MARC Burgess
11. MARC McInnis School
12. PHP Day Hab
13. Spectracare Purvis Ctr.

Region 5
1. Altapointe Burton Center
2. East Alabama UCP
3. Glenwood -Sullivan Center
4. McKinney Center
5. PHP
6. Rainbow Omega
7. Rescare
8. St. Clair ARC

***The State is submitting the following list of NF Level of Care Adult Day Health Settings, by County, that the State has deemed to be presumed institutional due to isolating practices and have not fully remediated, but are expected to fully remediate by the end of the transition period.***

<b>Setting Name</b>	<b>County</b>
1. Eastside Adult Day Care Center	Montgomery
2. Braxton Senior Care	Marengo
3. Tri-county Adult Health Care	Butler
4. Wiregrass Adult Care 1	Coffee
5. Wiregrass Adult Care 2	Houston

**The following list of ICF/IDD Level of Care Residential Settings, by Region, were originally identified as presumed institutional due to having the effect of isolating (Prong III) but remediated prior to July 1, 2021.**

Note: ADMH-DDD regions cover the following counties:

**Region 1:** Cherokee, Colbert, Cullman, DeKalb, Etowah, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, Marshall, Morgan

**Region 2:** Bibb, Choctaw, Fayette, Greene, Hale, Lamar, Marengo, Marion, Pickens, Sumter, Tuscaloosa, Walker, Winston

**Region 3:** Baldwin, Clarke, Conecuh, Dallas, Escambia, Mobile, Monroe, Perry, Washington, Wilcox

**Region 4:** Autauga, Barbour, Bullock, Butler, Chambers, Coffee, Covington, Crenshaw, Dale, Elmore, Geneva, Henry, Houston, Lee, Lowndes, Macon, Montgomery, Pike, Russell, Tallapoosa

**Region 5:** Blount, Calhoun, Chilton, Clay, Cleburne, Coosa, Jefferson, Randolph, Shelby, St. Clair, Talladega

Region 1	
1.	A & K Heavenly Homes
2.	Ability Plus #1
3.	Ability Plus #2
4.	Ability Plus #3
5.	Ability Plus #4
6.	Ability Plus #5
7.	Ability Plus #6
8.	Ability Plus #7
9.	Ability Plus #8
10.	Ability Plus #9
11.	Ability Plus #10
12.	Ability Plus #11
13.	Ability Plus #12
14.	Ability Plus #13
15.	AFB Diversified, New Beginnings #1
16.	AFB Diversified, New Beginnings #2
17.	AFB Diversified, New Beginnings #3
18.	AFB Diversified, New Beginnings #4
19.	AFB Diversified, New Beginnings #5
20.	Altus Residential - Sterling Co. #1
21.	Altus Residential - Sterling Co. #2
22.	ARC of Dekalb Co. #1
23.	ARC of Dekalb Co. #2
24.	ARC of Dekalb Co. #3
25.	ARC of Dekalb Co. #4
26.	ARC of Dekalb Co. #5
27.	ARC of Dekalb Co. #6
28.	AS & C Homes, Inc. #1
29.	AS & C Homes, Inc. #2

Region 1
30. AS & C Homes, Inc. #3
31. Benefield Homes
32. Brook Haven Homes, Inc.
33. CCCDD, Inc. #1
34. CCCDD, Inc. #2
35. CCCDD, Inc. #3
36. CCCDD, Inc. #4
37. CCCDD, Inc. #5
38. CCCDD, Inc. #6
39. CCCDD, Inc. #7
40. CCCDD, Inc. #8
41. CDDNCA, Inc. #1
42. CDDNCA, Inc. #2
43. CDDNCA, Inc. #3
44. CDDNCA, Inc. #4
45. CDDNCA, Inc. #5
46. CDDNCA, Inc. #6
47. CDDNCA, Inc. #7
48. CDDNCA, Inc. #8
49. CDDNCA, Inc. #9
50. CDDNCA, Inc. #10
51. CDDNCA, Inc. #11
52. CDDNCA, Inc. #12
53. CDDNCA, Inc. #13
54. CDDNCA, Inc. #14
55. CDDNCA, Inc. #15
56. CDDNCA, Inc. #16
57. CDDNCA, Inc. #17
58. CDDNCA, Inc. #18
59. CDDNCA, Inc. #19
60. CDDNCA, Inc. #20
61. CDDNCA, Inc. #21
62. Enrestoration, Inc.
63. Enrestoration, Inc. #1
64. Enrestoration, Inc. #2
65. Enrestoration, Inc. #3
66. Enrestoration, Inc. #4
67. Enrestoration, Inc. #5
68. Enrestoration, Inc. #6
69. Episcopal Kyle Homes, Inc.
70. Family Tree #1
71. Family Tree #2
72. Family Tree #3
73. Family Tree #4

Region 1
74. Family Tree #5
75. Family Tree #6
76. Genesis - Sterling Co. #1
77. Genesis - Sterling Co. #2
78. Genesis - Sterling Co. #3
79. Genesis - Sterling Co. #4
80. Genesis - Sterling Co. #5
81. Genesis - Sterling Co. #6
82. Genesis - Sterling Co. #7
83. Genesis - Sterling Co. #8
84. Genesis - Sterling Co. #9
85. GSC Care, Inc. #1
86. GSC Care, Inc. #2
87. GSC Care, Inc. #3
88. GSC Care, Inc. #4
89. GSC Care, Inc. #5
90. H.O.P.E. Inc. #1
91. H.O.P.E. Inc. #2
92. H.O.P.E. Inc. #3
93. H.O.P.E. Inc. #4
94. H.O.P.E. Inc. #5
95. H.O.P.E. Inc. #6
96. Haymon Homes #1
97. Haymon Homes #2
98. Haymon Homes #3
99. Haymon Homes #4
100. Haymon Homes #5
101. Haymon Homes #6
102. Haymon Homes #7
103. Haymon Homes #8
104. Haymon Homes #9
105. Haymon Homes #10
106. Haymon Homes #11
107. Haymon Homes #12
108. Haymon Homes #13
109. Haymon Homes #14
110. Haymon Homes #15
111. Haymon Homes #16
112. Haymon Homes #17
113. Haymon Homes #18
114. Heritage Homes #1
115. Heritage Homes #2
116. Heritage Homes #3
117. Heritage Homes #4



Region 1
118. Heritage Homes #5
119. Integrity Homes #6
120. Integrity Homes #7
121. J & S Homes #1
122. J & S Homes #2
123. Lifeway Systems, Inc. #1
124. Lifeway Systems, Inc. #2
125. Lifeway Systems, Inc. #3
126. Lifeway Systems, Inc. #4
127. Lifeway Systems, Inc. #5
128. Lifeway Systems, Inc. #6
129. Lifeway Systems, Inc. #7
130. Lifeway Systems, Inc. #8
131. Lifeway Systems, Inc. #9
132. Loyd Homes of Decatur, Inc. #1
133. Loyd Homes of Decatur, Inc. #2
134. Loyd Homes of Decatur, Inc. #3
135. Loyd Homes of Decatur, Inc. #4
136. Loyd Homes of Decatur, Inc. #5
137. Loyd Homes of Decatur, Inc. #6
138. Loyd Homes of Decatur, Inc. #7
139. Loyd Homes of Decatur, Inc. #8
140. Loyd Homes of Decatur, Inc. #9
141. Loyd Homes of Decatur, Inc. #10
142. Loyd Homes of Decatur, Inc. #11
143. Loyd Homes of Decatur, Inc. #12
144. Loyd Homes of Decatur, Inc. #13
145. Montis Residential - Sterling Co., Inc. #1
146. Montis Residential - Sterling Co., Inc #2
147. North AL Family Services #1
148. North AL Family Services #2
149. North AL Family Services #3
150. Pinnacle Residential - Sterling Co. Inc. #1
151. Pinnacle Residential - Sterling Co. Inc. #2
152. Pinnacle Residential - Sterling Co. Inc. #3
153. Pinnacle Residential - Sterling Co. Inc. #4
154. Pinnacle Residential - Sterling Co. Inc. #5
155. R & R Enterprises LLC #1
156. R & R Enterprises LLC #2
157. R & R Enterprises LLC #3
158. R & R Group Homes #1
159. R & R Group Homes #2
160. R & R Group Homes #3
161. R & R Group Homes #4

Region 1
162. R & R Group Homes #5
163. R & R Group Homes #6
164. Renaissance House, LLC - Sterling Co. #1
165. Renaissance House, LLC - Sterling Co. #2
166. Renaissance House, LLC - Sterling Co. #3
167. Roseland Developmental Homes, LLC
168. SCOPE 310 Authority #1
169. SCOPE 310 Authority #2
170. SCOPE 310 Authority #3
171. SCOPE 310 Authority #4
172. SCOPE 310 Authority #5
173. SCOPE 310 Authority #6
174. SCOPE 310 Authority #7
175. SCOPE 310 Authority #8
176. SCOPE 310 Authority #9
177. SCOPE 310 Authority #10
178. SCOPE 310 Authority #11
179. SCOPE 310 Authority #12
180. SCOPE 310 Authority #13
181. SCOPE 310 Authority #14
182. SCOPE 310 Authority #15
183. Shepherd's Heart, LLC #1
184. Shepherd's Heart, LLC #2
185. Shepherd's Heart, LLC #3
186. Shepherd's Heart, LLC #4
187. Shepherd's Heart, LLC #5
188. Sunlight Home, LLC #1
189. Sunlight Home, LLC #2
190. Sunlight Home, LLC #3
191. Sunshine Residential Homes
192. T & N Home
193. The ARC of Madison Co. Inc. #1
194. The ARC of Madison Co. Inc. #2
195. The ARC of Madison Co. Inc. #3
196. The ARC of Madison Co. Inc. #4
197. The ARC of Madison Co. Inc. #5
198. The ARC of Madison Co. Inc. #6
199. The ARC of the Shoals #1
200. The ARC of the Shoals #2
201. The ARC of the Shoals #3
202. The ARC of the Shoals #4
203. The ARC of the Shoals #5
204. The ARC of the Shoals #6
205. The ARC of the Shoals #7

Region 1
206. The ARC of the Shoals #8
207. The ARC of the Shoals #9
208. The ARC of the Shoals #10
209. The ARC of the Shoals #11
210. The ARC of the Shoals #12
211. The ARC of the Shoals #13
212. The ARC of the Shoals #14
213. The Learning Tree, Inc.
214. TLC Estates #1
215. TLC Estates #2
216. Tri-County Group Homes, Inc. #1
217. Tri-County Group Homes, Inc. #2
218. Tri-County Group Homes, Inc. #3
219. Tri-County Group Homes, Inc. #4
220. Tri-County Group Homes, Inc. #5
221. TSR Group Home #1
222. TSR Group Home #2
223. TSR Group Home #3
224. United Community Home Care
225. Village Home Care., Inc. #1
226. Village Home Care., Inc. #2
227. Village Home Care., Inc. #3
228. Village Home Care., Inc. #4
229. Village Home Care., Inc. #5
230. Village Home Care., Inc. #6
231. Village Home Care., Inc. #7
232. Village Home Care., Inc. #8
233. VOASE, Inc. #1
234. VOASE, Inc. #2
235. VOASE, Inc. #3
236. VOASE, Inc. #4
237. VOASE, Inc. #5
238. VOASE, Inc. #6
239. VOASE, Inc. #7
240. VOASE, Inc. #8
241. VOASE, Inc. #9
242. VOASE, Inc. #10
243. VOASE, Inc. #11
244. VOASE, Inc. #12
245. VOASE, Inc. #13
246. VOASE, Inc. #14
247. VOASE, Inc. #15
248. VOASE, Inc. #16
249. VOASE, Inc. #17

Region 1
250. VOASE, Inc. #18
251. VOASE, Inc. #19
252. VOASE, Inc. #20

Region 2
1. (Arc of Walker) Duplex A.
2. (Arc of Walker) Farmstead
3. (Arc of Walker) Green Acres
4. (Arc of Walker) Hideaway
5. (Arc of Walker) Laurel Lane
6. (Arc of Walker) Salem
7. (Arc of Walker) The Forest
8. (Arc of Walker) The Meadows
9. (Arc of Walker) The Ridge
10. (Arc of Walker), Oak Rain
11. (Arc of Walker) Stonecreek
12. (Arc of Walker) The Cottage
13. (Community Options) 4th Ave. CRF
14. (Community Options) Clearview
15. (Community Options) Copeland
16. (Community Options) Dill CRF
17. (Community Options) Hill House
18. (Community Options) Street CRF
19. (Davis LLC) Davis
20. (Daycrest) Crabtree
21. (Daycrest) Daycrest
22. (Daycrest) Magnificent Care
23. (Daycrest) Shadesbrook
24. (Debrick) Better Living
25. (Debrick) Ocean Community CRF
26. (Debrick) Ocean Community II
27. (Debrick) Ocean Community III
28. (Debrick) Ocean Community V
29. (Debrick) Ocean Community VI
30. (Debrick) Ocean Community VII
31. (Debrick) Ocean IV
32. (Future Living) Abundant Rain
33. (Future Living) I
34. (Future Living) II
35. (Future Living) Woodland Park
36. (Genesis), Genesis I
37. (Genesis), Genesis II
38. (Hill's) Hill's

Region 2
39. (Indian Rivers) 902-34th Ave. CRF
40. (Indian Rivers) Alexander Lane
41. (Indian Rivers) Jemison
42. (Indian Rivers) Philadelphia Project
43. (James River) Forrest Trail
44. (James River) North Brook
45. (Johnson) Johnson
46. (Kaene LLC) Kaene
47. (King) King #4,
48. (King) King
49. (King) King-Holley Apt. A
50. (King) King-Holley Apt. B
51. (Little) Little
52. (Modern Day)
53. (New Life) MKW I
54. (New Life) MKW III
55. (New Life) Washington 6
56. (New Life) Washinton 5
57. (New Life) Washington II
58. (Northwest) Adolescent
59. (Northwest) Avalon
60. (Northwest) Destiny
61. (Northwest) Gensis House
62. (Northwest) Ivy Glen
63. (Northwest) Lakewood Apts.
64. (Northwest) Lakewood CRF
65. (Northwest) Magnolia
66. (Northwest) Navulu
67. (Northwest) R & C
68. (Northwest) Willowbee
69. (Pickens) Pickens
70. (Project of Safe Haven)
71. (RHOC) 946 22nd Ave CRF.
72. (RHOC)
73. (Sunrise) 30th Ave
74. (Sunrise) Alpine Meadows
75. (Sunrise) Crescent Gardens
76. (Sunrise) Englewood Gardens
77. (Sunrise) Glory Hill
78. (Sunrise) Heatherwood Gardens
79. (Sunrise) Mayfield Way
80. (Sunrise) Starlight
81. (Sunrise) Thompson Way
82. (The Arc of F/L/M) Grayson

Region 2
83. (The Arc of F/L/M) Greenwood
84. (The Arc of F/L/M) Hidden Hollow
85. (The Arc of F/L/M) Home 318
86. (The Arc of F/L/M) Home 810
87. (The Arc of F/L/M) Johnston Place
88. (The Arc of F/L/M) Lamar Haven
89. (The Arc of F/L/M) Mulberry Manor
90. (The Arc of F/L/M) Phillip Grove
91. (The Arc of F/L/M) Piney Grove
92. (The Arc of F/L/M) Riverbend
93. (The Arc of F/L/M) Stewart
94. (The Arc of F/L/M), Home 927
95. (Turner LLC) Turner I
96. (Virtuous Women) Virtuous Women
97. (VOA) Porter I
98. (VOA) Brown
99. (VOA) Buddy
100. (VOA) Chelsie CRF
101. (VOA) Cooper 2
102. (VOA) Cooper
103. (VOA) Cox II
104. (VOA) Edwards
105. (VOA) Eldorado II
106. (VOA) Eldorado
107. (VOA) Elliott I
108. (VOA) Grace
109. (VOA) Herrod
110. (VOA) High II
111. (VOA) High III
112. (VOA) High
113. (VOA) Hinton
114. (VOA) Hyde
115. (VOA) Indian Lakes 10A
116. (VOA) Indian Lakes 10B
117. (VOA) JAYA
118. (VOA) Kemp
119. (VOA) Locust Lane
120. (VOA) M&M Hills
121. (VOA) Myah
122. (VOA) Neal II
123. (VOA) Neal III
124. (VOA) Porter III
125. (VOA) Pruitt
126. (VOA) Tolbert II

Region 2
127. (VOA) Williams
128. (VOA) Wrigley Way

Region 3
1. Arc of Baldwin County (ARCBC) - Cindy Haber Center #1
2. Arc of Baldwin County (ARCBC) - Cindy Haber Center #2
3. Arc of Baldwin County (ARCBC) - Cindy Haber Center #3
4. Arc of Baldwin County (ARCBC) - Cindy Haber Center #4
5. Arc of Baldwin County (ARCBC) - Cindy Haber Center #5
6. Arc of Baldwin County (ARCBC) - Cindy Haber Center #6
7. Arc of Baldwin County (ARCBC) - Cindy Haber Center #7
8. Cahaba Center for Mental Health #1
9. Cahaba Center for Mental Health #2
10. Cahaba Center for Mental Health #3
11. Cahaba Center Hilltop Apartments
12. Clarke County ARC (TACC)
13. Dawn House
14. Exclusive Res
15. Hill Res #1
16. Hill Res #2
17. Hill Res #3
18. Hill Res #4
19. Hope Ahead #1
20. Hope Ahead #2
21. Hope Humanity House #1
22. Hope Humanity House #2
23. Jireh-VOA
24. JLW Res #1
25. JLW Res #2
26. L'Arche #1
27. L'Arche #2
28. L'Arche #3
29. Lifetime Healthcare
30. Meadow's Place
31. Melonie Thompson Res-VOA #1
32. Melonie Thompson Res-VOA #2
33. Melonie Thompson Res-VOA #3
34. Melonie Thompson Res-VOA #4
35. Mobile Arc #1
36. Mobile Arc #2
37. Mobile Arc #3
38. Mobile Arc #4
39. Mobile Arc #5
40. Mobile Arc #6

Region 3
41. Mobile Arc #7
42. Mobile ARC #8
43. Nobles Res #1
44. Nobles Res #2
45. Nobles Res #3
46. Northview Health Systems #1
47. Northview Health Systems #2
48. Northview Health Systems #3
49. Parker Adult Foster Homes Res
50. Robinson Res
51. Rondi Wilkins Res-VOA
52. Scott Res #1
53. Scott Res #2
54. Scott Res #3
55. Scott Res #4
56. Scott Res #5
57. Scott Res #6
58. Scott Res #7
59. Scott Res #8
60. The Arc of Southwest Alabama
61. The Learning Tree #1
62. The Learning Tree #2
63. The Learning Tree #3
64. The Learning Tree #4
65. The Learning Tree #5
66. The Learning Tree #6
67. The Learning Tree #7
68. The Learning Tree #8
69. The Learning Tree #9
70. Volunteers of America (VOA) #1
71. Volunteers of America (VOA) #2
72. Volunteers of America (VOA) #3
73. Volunteers of America (VOA) #4
74. Volunteers of America (VOA) #5
75. Volunteers of America (VOA) #6
76. Volunteers of America (VOA) #7
77. Volunteers of America (VOA) #8
78. Volunteers of America (VOA) #9
79. Volunteers of America (VOA) #10
80. Volunteers of America (VOA) #11
81. Volunteers of America (VOA) #12



Region 4	
1.	VOA #1
2.	VOA #2
3.	VOA #3
4.	VOA #4
5.	VOA #5
6.	VOA #6
7.	VOA #7
8.	VOA #8
9.	VOA #9
10.	VOA #10
11.	VOA #11
12.	VOA #12
13.	VOA #13
14.	VOA #14
15.	VOA #15
16.	VOA #16
17.	VOA #17
18.	VOA #18
19.	VOA #19
20.	VOA #20
21.	VOA #21
22.	VOA #22
23.	VOA #23
24.	VOA#24
25.	VOA #25
26.	VOA #26

Region 5	
1.	Altapointe #1
2.	Altapointe #2
3.	Altapointe #3
4.	ARC of Central AL #1
5.	ARC of Central AL #2
6.	ARC of Central AL #3
7.	ARC of Central AL #4
8.	ARC of Central AL #5
9.	ARC of Central AL #6
10.	ARC of Central AL #7
11.	ARC of Central AL #8
12.	ARC of Central AL #9
13.	ARC of Central AL #10
14.	ARC of Central AL #11
15.	ARC of Central AL #12
16.	ARC of Central AL #13

Region 5
17. ARC of Central AL #14
18. ARC of Central AL #15
19. ARC of Central AL #16
20. ARC of Central AL #17
21. ARC of Central AL #18
22. ARC of Central AL #19
23. ARC of Central AL #20
24. ARC of Central AL #21
25. ARC of Central AL #22
26. ARC of Central AL #23
27. ARC of Central AL #24
28. ARC of Central AL #25
29. ARC of Central AL #26
30. ARC of Central AL #27
31. ARC of Central AL #28
32. ARC of Central AL #29
33. ARC of Central AL #30
34. ARC of Central AL #31
35. ARC of Central AL #32
36. ARC of Central AL #33
37. ARC of Central AL #34
38. ARC of Central AL #35
39. ARC of Central AL #36
40. ARC of Central AL #37
41. ARC of Central AL #38
42. ARC of Central AL #39
43. ARC of Central AL #40
44. ARC of Central AL #41
45. ARC of Central AL #42
46. ARC of Central AL #43
47. ARC of Central AL #44
48. ARC of Central AL #45
49. ARC of Central AL #46
50. ARC of Central AL #47
51. ARC of Central AL #48
52. ARC of Central AL #49
53. ARC of Central AL #50
54. ARC of Central AL #51
55. ARC of Jefferson (Blount) #1
56. ARC of Jefferson (Blount) #2
57. ARC of Jefferson (Blount) #3
58. ARC of Jefferson (Blount) #4
59. ARC of Jefferson (Blount) #5
60. ARC of Jefferson (Blount) #6

Region 5
61. ARC of Jefferson (Blount) #7
62. ARC of Jefferson (Blount) #8
63. ARC of Jefferson (Blount) #9
64. ARC of Jefferson (Blount) #10
65. ARC of Jefferson (Blount) #11
66. ARC of Jefferson (Blount) #12
67. ARC of Jefferson (Blount) #13
68. ARC of Jefferson (Blount) #14
69. ARC of Jefferson (Blount) #15
70. ARC of Jefferson (Blount) #16
71. ARC of Jefferson (Blount) #17
72. ARC of St. Clair
73. Chilton-Shelby #1
74. Chilton-Shelby #2
75. Chilton-Shelby #3
76. Chilton-Shelby #4
77. Glenwood #1
78. Glenwood #2
79. Glenwood #3
80. Glenwood #4
81. Glenwood #5
82. Glenwood #6
83. Glenwood #7
84. Glenwood #8
85. Glenwood #9
86. Glenwood #10
87. Highland Health #1
88. Highland Health #2
89. Highland Health #3
90. Highland Health #4
91. Highland Health #5
92. Highland Health #6
93. PHP #1
94. PHP #2
95. PHP #3
96. PHP #4
97. PHP #5
98. PHP #6
99. Rainbow Omega #1
100. Rainbow Omega #2
101. Rainbow Omega #3
102. Rainbow Omega #4
103. Rainbow Omega #5
104. Rainbow Omega #6

Region 5
105. Rescare #1
106. Rescare #2
107. Rescare #3
108. Rescare #4
109. Rescare #5
110. Rescare #6
111. Rescare #7
112. Rescare #8
113. Rescare #9
114. Rescare #10
115. Talladega (Enrestoration)
116. VOA #1
117. VOA #2
118. VOA #3
119. VOA #4
120. VOA #5
121. VOA #6
122. VOA #7
123. VOA #8
124. VOA #9
125. VOA #10
126. VOA #11
127. VOA #12
128. VOA #13
129. VOA #14

**The following list of ICF/IDD Level of Care Non-Residential Settings, by Region, were originally identified as presumed institutional due to having the effect of isolating (Prong III) but remediated prior to July 1, 2021.**

Note: ADMH-DDD regions cover the following counties:

**Region 1:** Cherokee, Colbert, Cullman, DeKalb, Etowah, Franklin, Jackson, Lauderdale, Lawrence, Limestone, Madison, Marshall, Morgan

**Region 2:** Bibb, Choctaw, Fayette, Greene, Hale, Lamar, Marengo, Marion, Pickens, Sumter, Tuscaloosa, Walker, Winston

**Region 3:** Baldwin, Clarke, Conecuh, Dallas, Escambia, Mobile, Monroe, Perry, Washington, Wilcox

**Region 4:** Autauga, Barbour, Bullock, Butler, Chambers, Coffee, Covington, Crenshaw, Dale, Elmore, Geneva, Henry, Houston, Lee, Lowndes, Macon, Montgomery, Pike, Russell, Tallapoosa

**Region 5:** Blount, Calhoun, Chilton, Clay, Cleburne, Coosa, Jefferson, Randolph, Shelby, St. Clair, Talladega

Region 1
1. CDDNCA, Inc. #1
2. CDDNCA, Inc. #2
3. Dekalb Co. Ed. & Training Ctr. Sterling Co.
4. Arc of Madison Co., Inc. #1
5. Arc of Madison Co., Inc. #2
6. Arc of Madison Co. Inc. #3
7. Arc of the Shoals

Region 2
1. (Arc of Walker) Arc of Walker
2. (Northwest) Windows Unlimited

Region 3
1. Clarke County ARC (TACC)
2. Mobile Arc Day Program - (Moore Learning Center) (now AltaPointe)
3. The Arc of Southwest Alabama, Chatom Day Program

Region 4
1. Chattahoochee Valley Haven School

Region 5
1. Action Industries
2. ARC Blount Co
3. ARC of Central AL Annex
4. ARC of Central AL North
5. ARC Tom Leonard
6. Arc-Way 228

Region 5
7. Calhoun Co - Duke
8. Cleveland Workshop-Blount
9. Crestwood ARC
10. Glenwood-McCloud Center
11. Highland Health Fruithurst
12. Randolph Co. Learning Center
13. United Ability

## APPENDIX: Summary of Public Comment Received

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1. **Comment:** Received 10/14/21: An HCBS provider for Dallas, Perry, and Wilcox Counties, asserted it had overcome the presumption of being institutional in nature as of 10/13/21, through completion of needed remediation activities and action items described in their Transition to Compliance Agency Remediation Plan. Further, documentation and validation had been provided to the ADMH-DDD regional office via the semi-annual on-site monitoring process that took place on 10/13/21.

**State Response:** Based on results of the provider's on-site semi-annual monitoring visit, ADMH-DDD state office staff confirmed that the provider had completed all required remediation and overcome the presumption of being institutional in nature. The State will update the provider's status in the STP to be submitted for final approval. However, Cahaba Center for Mental Health did not complete remediation before 7/1/21, so it will remain on the list the State is submitting of providers not in compliance as of that date, but expected to do so before the end of the transition period, and may be subject to Heightened Scrutiny at CMS' discretion.

2. **Comment:** Received 10/28/21: The Protection and Advocacy program provided a voluminous comment document with significant repetitions.

**State Response:** The Alabama Medicaid Agency (AMA) appreciates the input provided and has made an initial review of that agency's comments. It will take some time to digest all of the feedback contained in this public comment. Going forward, AMA will be working with the agency to clarify and resolve any concerns. With regard to the setting-specific comments provided, consistent with the public comment process the State has designed for this purpose, AMA will review and, where needed, will request additional information from ADMH-DDD to show that the compliance validation processes determined the setting met the applicable standards. If AMA agrees with the ADMH finding, AMA will re-submit the setting for public comment with the additional information included. If AMA does not agree that the ADMH-DDD finding, the setting will be required to undertake further remediation to resolve the deficient areas. For those settings for which the comment included have only a cut and paste "placeholder" at this time, AMA will not request additional information until setting specific concerns are identified.