



2024 WAIVER CHANGES

Families as Personal Care Attendants (Paid Caregivers)

Updated 1/30/24



On January 17, 2024, the state of Indiana submitted new waiver amendments for the proposed Pathways for Aging, Health and Wellness (H&W), Traumatic Brain Injury (TBI), Community Integration and Habilitation (CIH), and Family Supports Waivers (FSW). One of the biggest changes to current practice proposed in the new amendments impacts Legally Responsible Individuals (LRIs) – parents of a minor child or a spouse – who are paid Personal Care Attendants (PCAs).

Who does this affect?

The changes affect individuals who will transition to the H&W Waiver (individuals currently on the A&D Waiver who are 59 years old or younger), individuals on the TBI Waiver, and individuals on the new Pathways for Aging Waiver (for people over the age of 59) who have an LRI as a paid caregiver.

Who is not affected?

Individuals receiving services through the CIH or FSW are not impacted by the proposed amendment.

Individuals who will be on the H&W, TBI or Pathways for Aging waivers and have PCAs other than a spouse or parent of a minor child – such as grandparents, aunts, uncles, siblings, or a legal guardian – will not be affected.

When does this go into effect?

LRIs who are currently serving as a PCA through the A&D or TBI Waiver can continue to be paid through June 30, 2024. LRIs who have NOT been PCAs as of January 17, 2024, cannot start being PCAs through the A&D or TBI Waiver.

Will there be an alternative way for LRIs to get paid as caregivers?

On July 1, 2024, the new H&W, TBI, and Pathways for Aging waivers go into effect. At that time, spouses and parents of minor children can continue to be a PCA if they choose to provide this service through Indiana's Structured Family Caregiving program.

Will this affect nursing?

No, the proposed amendment should not affect nursing services. Most nursing services are provided through Prior Authorization (PA) and are covered by Medicaid health coverage, not waiver services. To be sure, talk with your nursing provider or case manager to determine how your current nursing services are covered.

What should I do next?

Talk with your case manager about your options. If an LRI is currently providing paid services, you will need to develop a transition plan. You can choose to hire an agency to provide these services or, if possible, utilize family who are not LRIs. You can also discuss providing Structured Family Caregiving (SFC), which allows a spouse or parent of a minor child to continue being paid as a PCA.

If you want to explore SFC as an option, contact multiple agencies who offer this service to learn how the service works and if this is the right choice for your loved one with a disability. Some issues to consider are pay, respite, and emergency backup options.

How do I submit public comments on this issue?

Public comments can be submitted through February 16, 2024.

Email: DDRSwaivernoticecomment@fssa.IN.gov

You can also [contact your state senator, state representative](#), and [Governor Eric Holcomb](#) to make them aware of how this change will impact you and your family.

Stay Informed

Keep up to date on this issue and other issues impacting people with disabilities. Visit arcind.org/get-involved/connect-with-us to sign up for e-newsletters and find ways to follow us on social media. We are also posting information on 2024 Medicaid Waiver changes on our website at arcind.org/2024-medicaid-waiver-changes/. You can find updates from FSSA at in.gov/fssa/medicaid-strategies.