



Eric Holcomb, Governor
State of Indiana

Division of Disability and Rehabilitative Services
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To: Providers, Case Managers and Case Management Organizations for the Community Integration and Habilitation (CIH) Waiver and the Family Supports Waiver (FSW)

From: Holly Wimsatt, Director, Bureau of Disabilities Services

Re: Update to Provider Owned or Controlled Settings (POCOS) definition

Date: November 21, 2024

In 2023, the Bureau of Disabilities Services updated the definition of Provider Owned or Controlled Settings based upon feedback from the Centers on Medicare and Medicaid Services during their onsite visits to some of Indiana's Home and Community-Based Services Waiver Settings.

The revised definition is as follows:

- A residential setting that is owned or co-owned by a provider of Home and Community-Based Services; or
- A residential setting in which individuals who are not living in their family home and utilize:
 - Residential Habilitation and Support – Level Two; or
 - Residential Habilitation and Support – Daily; or
 - Structured Family Caregiving; or
- A residential setting that is owned or co-owned by a provider of HCBS and that same provider is paid to provide a variety of services bundled into a single rate at that location; or
- A setting in which there are three or more units, apartments, or houses which are adjacent to each other, all of which are occupied by individuals receiving HCBS from the same HCBS provider; or
- An individual's Representative Payee OR guardian is not a family member and works for an HCBS residential services provider who provides services to the individual.

The BDS Portal has been updated to reflect the revised definition. Training will be provided to case managers through the case management learning management system, YesLMS. A copy of the training will also be available to providers on the Resource page of the BDS Portal.

