



COVID-19 Response, Guidance, and Actions

Updated: March 25, 2020

Governor Wolf, Dr. Levine, and local leaders across the commonwealth have taken unprecedented actions to protect the health and safety of Pennsylvanians. These measures, based on the guidance of public health professionals, are necessary to slow the spread of the virus that causes COVID-19. Life has slowed and it has changed, but it has not stopped for the millions of Pennsylvanians who depend on the Department of Human Services. The essential functions of this department cannot stop. DHS has an obligation to do everything we can to ensure continuity of services and programs for people who need them. Many of these services are critical now more than ever, and we are working internally and with providers and partners around the commonwealth to make adjustments as necessary. We are putting processes in place to ensure continuity of coverage so individuals do not lose their health care, cash assistance or food assistance during this uncertain time.

We will continue to update and reissue this document following each of our weekly calls. We hope that it is helpful to have all of these updates in one place, and we will note if new or updated guidance changes previous information.

Thank you for your support and partnership,

Teresa Miller
Secretary of Human Services

March 25, 2020 Update

1135 Waiver Request

DHS and the Department of Health submitted our request for an 1135 Waiver on March 24. The application [letter](#) and [checklist](#) are available on DHS' COVID-19 Provider Resources page. As of March 25, we are still waiting for a response from the federal government.

When the president declares a disaster or emergency under the Stafford or National Emergencies Act and the Secretary of Health and Human Services (HHS) declares a public health emergency under Section 319 of the Public Health Service Act, the HHS Secretary is granted additional authority. Under section 1135 of the Social Security Act, this authority permits changes to Medicare, Medicaid, and the Children's Health Insurance Program (CHIP) to ensure needs of people covered by these programs are met during an emergency.

DHS and the DOH submitted an 1135 waiver request to the federal government seeking temporary changes to our Medicaid Fee-for-Service Program, the HealthChoices managed care programs for both physical and behavioral health services, Community HealthChoices (CHC), Home and Community Based Services (HCBS) waivers, the Section 1115 Demonstration waiver for Former Foster Care Youth and

Substance Use Disorder, and Children's Health Insurance Program (CHIP). If granted, this waiver request would allow us to:

- Enhance provider access by expediting provider enrollment, permitting services from providers not yet enrolled in the Medicaid program, permitting services from providers enrolled in another states' Medicaid program, and permit payment for services provided in alternate sites of care;
- Enhance benefit access by suspending some prior authorization requirements, permitting non-physician directed services by physician assistants and certified registered nurse practitioners, reducing limitations on institutions serving people with mental illness, reducing need for face-to-face visits for durable medical equipment prescriptions, reducing limitations on service locations, and reducing acute care hospital space demand;
- Enhance benefit access in eligibility by extending continuous eligibility periods and suspending the Pre-Admission Screening and Annual Resident Review (PASRR) assessment for 30 days;
- Ease state administrative burdens by permitting eligibility determinations to exceed typical timeframes, extending grievance and appeal timeframes, and implementing a lock-in period for CHC participants.

Now that the waiver has been submitted, we will keep you all informed of its progress and, ideally, when our request is granted.

Child Care Updates

Child care centers and group child care homes outside of a residence were closed under the Governor's order to close non-life-sustaining businesses, but waivers are being granted to continue operation recognizing that these services are necessary to allow essential personnel like health care workers, first responders, home care workers, and grocery and food service staff to keep doing the critical work they provide. We continue to receive and process waiver requests for child care centers and group child care homes seeking to continue to operate during this time, and as of March 25, more than 690 child care providers continue to operate with a waiver.

As the non-life-sustaining business closure order is being enforced around Pennsylvania, we are working closely with law enforcement agencies so they know that some child care providers may continue to operate. Child care providers operating with a waiver should be prepared to present this waiver if contacted regarding how or why they are operating during this time. The Office of Child Development and Early Learning (OCDEL) also recently [issued guidance to operating child care providers](#) on keeping children, their families, and staff safe during this public health emergency. We encourage all providers to take this guidance seriously.

We are also urging these essential services personnel to consider their options if their child care provider chooses to close even if they are operating with a waiver. If families are able to make alternative child care arrangements at home, we are encouraging them to allow vacancies to be used for those who do not have other options, and begin to make an actionable contingency plan if their child care arrangement has to change.

We centralized a list of open child care facilities if families working in essential jobs need to contact a new provider. This is now available on [DHS' COVID-19 resources section](#) on the resources for citizens page. We are updating it regularly as new providers request waivers and as some may choose to close.

Early Intervention Guidance

OCDEL continues to develop guidance responsive to child care and early learning providers' needs. Guidance was recently issued for early intervention providers and is available [here](#).

County Assistance Office Updates

Our county assistance offices (CAOs) continue to operate as closed to the public during this time. We are working closely with the unions and the commonwealth's labor relations staff to ensure both continued operations and safe workspaces for our staff doing this essential work.

We are monitoring this situation hour-by-hour and actively working to address employee concerns and implement strategies that mitigate the risk of exposure to the coronavirus while maintaining these essential functions. For example:

- CAOs with large staff complements are implementing staggered shifts – two days on, two days off – rotated between total staff. The Office of Income Maintenance (OIM) is also actively evaluating the use of alternative office locations so that employees will have more space to work and reduced contact with each other. Although the initial focus is on the larger CAOs, 50 or more staff, we will extend mitigation efforts to all CAOs as soon as feasible.
- The Department of General Services, which manages leases with the owners of many CAO offices, is in communication with landlords across the commonwealth about proper cleaning and CDC guidelines. All of these leases include requirements for regular cleaning;
- We have ordered additional sanitation supplies and CAOs have been provided the ability to purchase these items as they become available;
- DHS is also actively evaluating the feasibility of and options to facilitate telework for CAO staff.

We are in constant contact with employee unions to address concerns and collaborate on solutions that protect employees and maintain these essential functions.

SNAP and Food Security Efforts

Maintaining access to food – one of our most basic needs – continues to be a top priority for DHS during this period.

The federal government approved our request to extend the time that people are eligible to receive benefits. This will allow us to continue benefits during this crisis. We also continue to engage with Food and Nutrition Services regarding additional SNAP benefits that may be issued to eligible households during this crisis. We hope to have guidance soon so we can offer additional SNAP assistance to all the SNAP eligible households.

We are also submitting a waiver request to waive restrictions preventing most college students from receiving SNAP. The waiver will allow for low-income households with a student who is attending an institution of higher education to receive additional SNAP benefits to feed the whole family during the COVID-19 emergency.

Federal regulations state that an individual who is enrolled at least half-time in an institution of higher education shall be ineligible to participate in SNAP unless they qualify for an exemption or are employed for a minimum of 20 hours per week. The Wolf Administration's waiver request seeks to give DHS the ability to waive these regulations for students that meet the income thresholds for SNAP benefits until COVID-19 health emergency has ended.

Current federal regulations also state that students not meeting additional eligibility criteria are not included in their household's SNAP eligibility. For example, in a household of three where one member is a student, the household would only receive SNAP benefits for two of the members, despite the student still residing and eating meals with that household. Now that students are home, these families may not have the resources, either monetarily or in food supply, to support the additional person now residing with them.

We know that this pandemic has caused many people and families to find that they are suddenly food insecure and require assistance. The Feeding Task Force has been operationalized to support Pennsylvanians and charitable food networks during this time. The task force is comprised of public, private, and non-profit partners from across the state, including, among others, the Governor's Food Security Partnership state agencies, the Salvation Army, Feeding PA, and the Pennsylvania Food Merchants Association. This centralized hub allows us to determine where our needs are, how many meals are needed, how we are getting food to people, and how we are getting volunteers to help charitable food networks across Pennsylvania.

One example of the task force's work is coordinating a donation of 19 pallets of milk from Powers Brand Communications LLC (Giant Distribution center) to an anti-hunger program serving Centre and Clearfield Counties. If you know of other businesses with resources to share, the task force is collecting this information. Companies can share information about resources available with the Feeding Task Force [here](#).

The Feeding task force has also created a second survey that'll attempt to capture where people who are suddenly food insecure are so we can operationalize and allocate resources appropriately. If people suddenly find themselves needing help keeping food on the table due to COVID-19 mitigation efforts, we are encouraging them to [fill out this survey](#) to help the task force meet food needs around Pennsylvania. If people are in immediate need of food assistance, [Feeding Pennsylvania](#) and [Hunger-Free Pennsylvania](#) are hubs of information for where people can get assistance locally in their communities.

We know that this time is also creating an incredible strain on charitable organizations, so if organizations need volunteers or resources, they may visit the [United Way of Pennsylvania's 211 website](#). We are also encouraging anyone who is healthy and able to consider taking some time to volunteer with their local food bank. Their operations are seriously altered because of this situation, but their services are and will continue to be incredibly needed as COVID-19 continues to disrupt daily lives. We need to be sure our charitable food networks are able to

continue their daily operations and meet the needs of their communities, so we will continue to encourage healthy and able people to contact their local food bank to get involved and help their neighbors and community during this time of great need. To find a food bank or pantry in your community, visit [Feeding Pennsylvania](#) and [Hunger-Free Pennsylvania](#).

Protective Services

We've made adjustments to ensure continuity for ChildLine and Adult Protective Services, but these critical outlets are not effective if potential abuse or neglect is not being reported.

People who are mandated reporters under the Child Protective Services Law should report online at www.KeepKidsSafe.pa.gov, but ChildLine is also available to anyone wishing to report, 24/7 at 1-800-932-0313.

Adult Protective Services protects adults who are 18 to 59 and have a physical or intellectual disability. Reports can be made 24/7 to 1-800-490-8505. Reports submitted are still fielded and directed to the appropriate parties to investigate. We appreciate you continuing to lift these resources so we can keep Pennsylvanians safe.

In addition, domestic violence programs and rape crisis centers continue to provide services to victims and survivors. If you need to find rape crisis services, please call 1-888-772-7227 or visit www.pcar.org to be connected with your local rape crisis center. For domestic violence services, please visit www.pcadv.org or call the National Domestic Violence Hotline at 1-800-799-7233 (SAFE), 1-800-787-3224 (TTY for people who are deaf). If you are unable to speak safely, you can also log onto www.thehotline.org or text LOVEIS to 22522.

March 17, 2020 Update

Medicaid and CHIP Programs

Our offices that oversee and administer Medicaid access for the millions of Pennsylvanians who rely on it – the offices of Developmental Programs (ODP), Long-Term Living (OLTL), Medical Assistance Programs (OMAP), and Mental Health and Substance Abuse Services (OMHSAS) - are working closely together to get [guidance out to providers](#) to support operational changes while aiming for continuity of services.

COVID-19 Diagnostic Testing and Treatment

OMAP is also working with [CHIP](#) and [Medical Assistance](#) program-enrolled providers and managed care organizations to ensure that people needing testing and treatment related to COVID-19 [are able to get this without copays or prior authorizations](#).

Home and Community-Based Services

ODP and the OLTL have submitted waiver requests to the Centers for Medicare and Medicaid Services allowing for flexibility around staffing for direct care and direct support workers. We are working to create flexibility given the evolving situation but are communicating with participants in these programs to ensure that services are still being rendered when needed. The [Appendix K waivers](#) OLTL and ODP submitted were approved on March 18, and we are in the process of drafting guidance to providers pursuant to this.

Update: March 25: The Appendix K waivers were approved.

OLTL has also directed the Community HealthChoices managed care organizations (CHC-MCOs) to not reduce or terminate any personal assistance services or reassess long-term services and supports for at least the next three months. The three CHC-MCOs will also verify service continuity with all long-term care and HCBS participants and to ensure all HCBS participants have an executable back-up plan in place to guard against potential disruptions in service with personal assistance providers and direct care workers.

Telehealth Services

[OMAP](#) and [OMHSAS](#) issued guidance around telehealth to ease this option for providers around Pennsylvania and Pennsylvanians seeking services while observing social distancing and mitigation guidelines.

County Assistance Offices and Public Assistance Programs

We are also doing everything we can to ensure continuity of benefits and application processing for new applications for benefits that come in during this period. This uncertain time is undoubtedly going to create difficult situations for people around Pennsylvania, and we need to continue to administer these vital programs for those who need it most. We also recognize that there may be changes based on federal action that will affect these programs, and we continue to monitor and will adapt if necessary.

CAO Operations

[On March 16, the decision was made to continue to operate county assistance offices but close them to the public.](#) This is necessary to ensure continuity of program operations so we may continue to process applications and maintain existing cases.

I recognize the frustration and concern that this decision has prompted. However, these job functions are essential and cannot be performed off-site with existing technological capacity. We continue to monitor this on a day-to-day, hour-by-hour basis. If additional adjustments become necessary, decisions will be made and communicated, but this work is essential and we cannot abandon the people who need or may need these programs when they need them most.

Medicaid

We continue to accept and process Medical Assistance applications. Individuals can notate on the application if they have a health emergency including COVID-19. We will continue to prioritize Medical Assistance applications where there is an immediate health concern. Self-attestations will be accepted.

SNAP

SNAP certification periods will be extended at least for the next three months so SNAP cases will not be terminated during this period. We have submitted a waiver request to the federal Food and Nutrition Service (FNS) for this extension.

When processing changes to hours worked, we are exercising flexibility as we recognize that this may be difficult to verify as business operations shift across the private sector as well. We are also closely monitoring developments related to the Able Bodied Adults Without Dependents (ABAWD) rule at the federal level. Last week, we submitted a waiver request to FNS to delay implementation of this rule. On Friday night, the DC Federal District Court issued an injunction for the rule. The Commonwealth is exploring ways to ensure ABAWDs do not lose benefits due to the time limits.

We also submitted a request for a SNAP Issuance Waiver that would allow us to issue a payment of 50 percent of a household's maximum SNAP grant to ensure food security and the ability of SNAP recipients to comply with CDC guidelines calling for households to have two weeks' worth of food available. If this is granted, we will communicate this broadly.

TANF

We are encouraging employment and training providers to provide remote services where possible and, if not, exercise flexibility for participants. We are also suspending face-to-face interviews and will not terminate or sanction recipients based on RESET requirements.

LIHEAP

We are evaluating the best possible way to support the needs of the LIHEAP eligible population with the limited federal funds available.

Protective Services

Protective services also continue to be administered by DHS. The Office of Children, Youth, and Families (OCYF) and OLTL continue to operate both ChildLine and Adult Protective Services and will continue to

work with our partners at the county level to ensure these vulnerable populations are protected and referrals are investigated.

State-Run Facilities

The offices that oversee our state-run facilities – ODP, OMHSAS, and OCYF – are restricting access to these facilities, exercising increased cleaning and sanitation efforts, and screening staff to protect the health of people we serve. We recognize that this may create challenges for individuals under the care of these facilities and their loved ones, and we are working to facilitate visiting and interactions through programs like FaceTime and Skype.

Licensing Operations

DHS' routine annual licensing visits are on hold at this time. DHS' licensing offices will continue to monitor facilities and are prepared to respond to and investigate complaints as they are received.

Child Care Operations

Child care facilities [were closed statewide](#) on March 16 to support COVID-19 mitigation efforts. Exceptions to this policy are family child care homes and group child care homes operating inside a residence. All child care providers will continue to receive Child Care Works payments through April. Closures and operational guidance are communicated directly to child care providers and other early education and early intervention providers through the child care certification listserv and the Pennsylvania early education listserv.

This temporary closure of child care facilities may be a burden for Pennsylvania families who depend on this service. Because it is especially burdensome for essential personnel such as health care workers and first responders who must have safe and stable care options for their children in order to report to work, the Office of Child Development and Early Learning (OCDEL) has implemented a waiver process for child care centers and group child care homes that serve these families. Operators of these facilities who seek a waiver from the Governor's temporary closure order should contact OCDEL at RA-PWDRACERT@pa.gov. Waiver requests will be processed as quickly as possible.

Coordinated State Response

The Office of Administration's Division of Emergency Preparedness and Safety Operations (DEPSO) team has been working closely with state agencies and partners around the state to support the COVID-19 response across Pennsylvania since the beginning of February. DEPSO has provided ongoing support to DOH and PEMA at the CRCC through coordination and communications as needed. We have responsibility for Emergency Support Function #6, which is to provide for mass care, shelter and human services including food distribution.

Currently, the Mass Task Force is coordinating multiple food distribution programs to ensure appropriate food availability to our children, older Pennsylvanians and families. The Sheltering Task Force is supporting quarantining and sheltering coordination. The Disabilities Integration Task Force is working to ensure that those with access or functional needs are supported during these trying times.