

From: CBAS@CDA
Subject: CBAS NEWS ALERT: CBAS Center Emergency Remote Services (ERS) Responsibilities for Employee and Participant Record-Keeping Under the Federal Cures Act
Date: Monday, July 15, 2024 9:09:46 AM
Attachments: [image001.png](#)
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Importance: High



July 15, 2024

**RE: CBAS Center Emergency Remote Services (ERS)
Responsibilities for Employee and Participant Record-Keeping
Under the Federal Cures Act**

Dear CBAS Providers,

The California Department of Aging (CDA) wishes to remind CBAS providers of their obligations under the federal Cures Act, as they relate to the requirements for Electronic Visit Verification (EVV).

It is the responsibility of each CBAS provider to populate the EVV system with current and accurate employee and participant information, prior to the delivery of any in-home or community Emergency Remote Services (ERS).

However, CDA also grants CBAS providers flexibility regarding how to satisfy Cures Act responsibilities. CDA does not specify any guidelines or timeframes for CBAS providers to perform caregiver and participant record data-entry or ongoing records maintenance in the EVV system. It is understood that many CBAS participants may never receive in-home

or in community ERS, and providers may never need to initiate EVV reporting requirements for those participants.

As a result, once self-registered, trained, and fully credentialed in the EVV system, CBAS centers that have received their EVV “Welcome Kit” are free to enter participant and caregiver record information on an “as needed” basis. But in all cases, CBAS providers are responsible for capturing the six (6) federally mandated data elements ⁽ⁱⁱ⁾ when ERS services are delivered to CBAS participants, whether in-the-home or in a participant’s community.

NOTE: The delivery of “doorstep” or “telephonic” care services are exempt from EVV reporting mandates under the federal Cures Act. For a complete list of CBAS Core and Additional Services that fall under EVV, click [HERE](#).

For more information about EVV requirements and available training resources, see [the CDA EVV webpage](#). Please feel free to direct any EVV questions to the CBAS EVV Team at EVV@aging.ca.gov.

Sincerely,

Electronic Visit Verification
Community-Based Adult Services Bureau
California Department of Aging
2880 Gateway Oaks Drive, Suite 200
Sacramento, CA 95833

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[i] The EVV required data elements for each ERS in-home service visit are as follows:

- (1) The type of service performed;
- (2) The name of the participant receiving the service;
- (3) The date of service delivery;
- (4) The location of service delivery;
- (5) The name of the caregiver providing the service; and
- (6) The time the service begins and ends.