

AN OVERVIEW OF 1915C MEDICAID WAIVERS



DDS

The logo for DDS (Department of Developmental Services) consists of the letters "DDS" in a bold, blue, sans-serif font. The logo is positioned on a white rectangular background.

WHAT IS A 1915C WAIVER

- Authorized under 1915c of the social Security Act
- The state may request to waive:
 1. Comparability as long as the individual meets the waiver level of care requirement and meets target group criteria
 2. Income and Resources for the Medically Needy
 3. Statewideness

WAIVER MEDICAID ELIGIBILITY

- Permits income up to 300% of SSI, currently \$2163/month
- Allows for spousal assessment of assets and prevents impoverishment of community spouse
- Views applicants income only, without regard to spousal income
- Legally liable contribution may apply

POTENTIAL TARGET GROUPS

1. Aged or Disabled or both

-recognized subgroups-Brain Injury, HIV/AIDS, Medically Fragile or Technology Dependent

2. Intellectual Disability or Developmental Disability or Both

-recognized subgroups-Autism, DD, ID

3. Mental Illness

-Subgroups Mental Illness or Serious Emotional Disturbance

4. As of release of new CMS rules, target groups can be combined

KATIE BECKETT WAIVER

- Medicaid waiver for children
- Renewal effective 1/1/12 caps age at 22
- Only service is case management
- Qualifies children for Medicaid based on their income/assets not the parents
- 203 participants
- 5 year waiting list
- Current proposed budgets expands program by 100 slots

PCA WAIVER

- Generally for adults 18-64
- Recent legislation requires transition to CHCPE at age 65
- Income \$2,163 same as other waivers but also Medicaid for the employed Disabled is an eligibility coverage group for this waiver
- Services PCA, PERS and Assistive Technology
- Approximately 850 participants

ABI WAIVER

- Ages 18-64
- With an acquired brain injury after the developmental period
- Wide range of services including independent living skills training, vocational and prevocational training, supported employment, mental health services
- 4 levels of care: NF, ABI-NF, ICF/IID and Chronic Disease Hospital
- 2nd ABI waiver has been submitted to CMS

MENTAL HEALTH WAIVER

- Also known as WISE-Working for Integration, Support and Empowerment
- Nursing Facility Level of Care
- Became effective 4/1/09
- Targets persons with Serious Mental Illness
- Recovery focused
- Capped at 374 participants but increases each year

CT HOME CARE PROGRAM FOR ELDERS

- 1 Program, 5 categories of service
- Categories 1 and 2 are State funded
- Currently 4,000 clients statewide
- Category 3 is Medicaid Waiver
- Category 5 is 1915i state Plan option-556 participants
- Currently 10,800 clients on waiver
- Category 4 is Pilot Program for Adults with disabilities under age 65

ELIGIBILITY

- Program category determined by 2 factors
 - Financial eligibility
 - Functional eligibility

FUNCTIONAL ELIGIBILITY

- Determined by Critical Needs
- 7 potential critical needs
 - Bathing
 - Dressing
 - Toileting
 - Transferring
 - Eating/feeding
 - Meal preparation
 - Medication administration

FUNCTIONAL AND FINANCIAL ELIGIBILITY

- Category 1- 1 or 2 critical needs and not Medicaid active
- Category 2- 3 or more critical needs, not Medicaid eligible
- Category 3- 3 or more critical needs, Medicaid eligible
- Category 4- 3 or more critical needs, not eligible for community Medicaid
- Category 5- 1 or 2 critical needs, Medicaid active, income less than 150% of the FPL

PROGRAM SERVICES

- Homemaker
- Companion
- PERS
- MOW
- ADC
- Chore

SERVICES CONTINUED

- Minor Home Modifications
- Mental Health Counseling
- Assisted Living
- Personal Care Assistant and Assistive Technology added 7/1/10
- And State Plan Services such as Nursing, HHA, PT, OT
- Adding Adult Family Living service 4/1/13

CONTACT INFORMATION

- Kathy Bruni- kathy.a.bruni@ct.gov
- Phone- 860-424-5177
- Referral Number -1-800-445-5394 Option 4
- Web based referral process is in place
- Website is:
<https://www.ascendami.com/CTHomeCareForElders/default/>

Introduction

- DDS serves 21,000
- B-3 serves 5,600 approx.
- DDS serves 16,000 over the age of 3
- DDS Waivers serve 10,000 people

DDS WAIVERS

- Currently 5 waivers: Comprehensive and Individual and Family Support Waivers have been in existence
- Employment and Day Supports Waiver approved by CMS with a started 4/1/11
- Autism Waiver was approved to start 1/1/2013
- Autism waiver for 3 and 4 year olds approved 2/1/14

DDS COMPREHENSIVE WAIVER

- services individuals who live in licensed Community Living Arrangements (CLA), Community Companion Homes (CCH) or in Assisted Living Facilities.
- It can also be used to provide services to individuals who live in their own homes or in their family homes and who are in need of a comprehensive level of supports,
- Generally participants have significant physical, behavioral or medical support needs
- Cost cap 150% of ICF/IID exceeds \$22,000/month

DDS Individual and Family Support WAIVER

- designed to support individuals who live in their own homes or in their family homes
- and need less extensive supports
- typical service plans are less than \$59,000 per year.

DDS EMPLOYMENT AND DAY SUPPORTS WAIVER

- Targeting young adults transitioning from school to work
- Employment
- Respite
- Specialized Medical
- Cost cap \$28,000 per year
- Effective 4/1/11

DDS WAIVER SERVICES

- Adult Day health
- Health Care Coordination
- Live-in Caregiver
- Residential Habilitation (IFS Waiver)
- Individual Directed goods and Services
- Individualized Home supports
- Clinical Behavioral Support Services
- Nutrition
- Independent support Broker

SERVICES CONTINUED

- Residential Habilitation (Comp Waiver)
- Assisted Living
- Assistive Technology
- Personal Support
- Adult Companion
- Respite
- Supported Employment
- Group and Individualized Day supports

SERVICES CONTINUED

- Environmental Modifications
- Transportation
- Parenting Support
- Prevocational
- Specialized Medical Equipment
- Personal emergency response System
- Interpreter services
- Autism Waiver provides ABA service

Autism Waiver

- Approved to start 1/1/2013
- Serves Individuals on the Spectrum with an IQ > 70
- Services capped at \$60,000
- Services occur in the persons own home or family home

EARLY CHILDHOOD AUTISM WAIVER

- APPROVED 2/1/14
- Services are Applied Behavioral Analysis and Life Skills coach
- Cost limit \$30,000/year

Waiver Requirements

n HCBS waivers are federal programs and there are *some* rules...so you:

- ▶ Can't give cash directly to a waiver
 - participant or parent...(In CT we use Fiscal Intermediary)
 - Can't pay for room and board with Medicaid money (except for respite, or one meal/day-like Meals on Wheels or as a part of live-in caregiver option)

Waiver Requirements

- è Can't pay for exactly the same services under the waiver that is covered by the Medicaid state plan until you first use those services
- è Can provide for “extended State plan services” for adults*, again once Medicaid card services are used up
- è Can “redefine” services so they aren't quite the same as State plan services and then cover them under a waiver
- è Can't do general home repair with waiver dollars-but you can repair housing accessibility modifications

Waiver Requirements

- Can't pay for services that are other wise covered under the Rehabilitation Act or IDEA...that is services that a vocational rehabilitation agency are required to cover or services that are part of the public education system's responsibility to deliver.
- Can't cover vocational services, which are services that teach job task specific skills required by a participant for the *primary purpose of completing those tasks for a specific facility based job and are not delivered in an integrated work setting through supported employment.*

Waiver Requirements

- Can't cover a few services such as recreation**, guardianship or institutional services other than respite
- Can't serve folks who don't meet the Medicaid eligibility rules

**but “therapeutic” recreation and assistance to participate in recreational activities are okay...

Waiver Requirements

- Everyone has an individual plan of care developed by qualified individuals
- Must have provider standards designed by the state and approved by CMS. This ensures the people giving support know what they are doing (waiver assurances)
- Necessary safeguards have been taken to protect the health and welfare of the individual being served

Waiver Requirements:

- Freedom of choice of providers. This means people can choose any provider they want that is qualified, under state rules, to do the work.

Portability of funding. Medicaid money “follows the person”, i.e. the benefit “belongs” to the individual, not the provider.

- Informed choice of institutional or community-based services. (Documented in Ct on DDS Form 222)

Monitoring health and safety includes:

- State oversight of the service system and providers through visits to counties, consumers, and providers
- Collecting CMS required data on system performance and waiver assurances
- Getting information from waiver participants about their experiences
- A formal system to prevent, report, and resolve instances of abuse or neglect

How does a person enroll in a waiver?

- The person must have Medicaid or be Medicaid eligible.
- The person must need an ICF/IID (formerly ICF/MR) level of care.
- LON score of at least a 1
- The person must have a level of need assessed by DDS which would necessitate the level of services provided in an institution. .
- The person must demonstrate a need for one or more of the services provided by a HCBS Waiver.
- The person's income and assets must be within the limits specified for the waiver.
 - That is, **assets** less than \$1,600 and **income** for a single person \$2163 currently (always 300% of SSI rate). If you work, you may be eligible for the *Working Disabled* Medicaid (S05 MED-Connect) program which has even higher income and asset limits. Only the assets of the individual (over the age of 18), which are considered, not those of his or her family.

Contact information DDS

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http://www.medicaid.gov/Medicaid-CHIP-Program-Information/By-Topics/Waivers/Waivers_faceted.html