

DD Waiver Renewal

Presented by New Mexico Department of Health
Developmental Disabilities Supports Division
DDW Renewal Information for Public Comment Period
December 7, 2016



WELCOME



State Agencies' Role in the DD Waiver

Administrative Agency



Medical Assistance Division

Human Services Department (HSD)

Operational Agency



Department of Health

Developmental Disabilities Supports Division (DDSD)

Division of Health Improvement (DHI)

Agenda

- What is contained in the State's DD Waiver Program Renewal application to the Centers for Medicare and Medicaid Services (CMS),
- Town Hall Meetings June 2016: Summary of Input
- NM DDW Waiver changes and what stays the same
- Timelines and how to make formal public comment before New Mexico submits to CMS for approval
- The amendment process for changes needing more input

Sections of the State's DDW Renewal Application

- **Application/Introduction**
 - Brief Description of waiver and changes
- **Appendix A: Waiver Administration and Operation**

What entities are involved in the operation of the Waiver?
- **Appendix B: Participant Access and Eligibility**

Who receives Waiver services?

Sections of the State's DDW Renewal Application

Appendix C: Participant Services

What services does the Waiver offer?

Appendix D: Person Centered Planning (PCP) & Service Delivery

How are the participants' needs identified and addressed during person-centered planning? How does the state monitor delivery of waiver services?

Appendix E: Participant Direction of Services

Opportunities to self direct services

Sections of the State's DDW Renewal Application

Appendix F: Participant Rights

How are Participant rights protected?

Appendix G: Participant Safeguards

What safeguards has the state established to protect the participants from harm?

Appendix H: Systems Improvement

Description of a system for continuous quality improvement

DD Waiver Renewal Application

Appendix I: Financial Accountability

How does the state assure financial accountability i.e. make payments for services, assure integrity of the payments, overview of the state's financial audit program compliance with federal requirements to receive matching funds?

Appendix J : Cost Neutrality Demonstration

Does the state meet statutory cost neutrality requirements? i.e. the average per person cost for HCBS services must be less than the average per person cost for institutional care

Town Hall Input



**TELL US WHAT
YOU THINK**

1. What changes would most improve the DDW ?
2. What comments do you have with regard to how participants rights can be protected?
3. What comments do you have about the services offered by the waiver?
4. What comments to you have about incorporating residential and non residential settings requirements in the DD Waiver?
5. What comments do you have about provider qualifications to meet settings requirements for the waiver?
6. Other comments, questions, or concerns?

Town Hall Input

General Comments

- Review rates (e.g. Direct Support Personnel, therapies)
- Simplify: eligibility process; service standards
- Assurances of person-centered vs agency-centered programming
- Make services more accessible and equitable
- Monitor services
- Participant Fair Hearing rights
- Concerns with employment for individuals with high support needs
- Increase use of technology for services and training (in rural parts of state)
- Agreement with setting requirements – concerns about implementing
- Collaboration among all stakeholders and DDS
- Concerns with efficient implementation of the Outside Review process

Guidelines for DDW Renewal Work



People with I/DD have rights and responsibilities including:

- the right to full inclusion and access to the community; and
- dignity of risk or the right to take risks when engaging in life experiences along with the right to fail in taking these

Guidelines for DDW Renewal Work



DDW services should be provided in the most integrated settings and should promote:

- person centered planning
- choice, self-determination and self-direction
- independence and individuals living the life they prefer in their community
- opportunities for competitive employment
- opportunities for skill building
- opportunities to decrease dependence on care giving
- development of natural supports

*** Check out the NM DOH *Know Your Rights* campaign initiative**

Guidelines for DDW Renewal Work



In operating a system of DD waiver services, DDS is committed to a service system which:

- follows national best practices
- is streamlined and simplified
- ensures continuous quality improvement
- is sustainable
- promotes an equitable distribution of resources

To Continue in the DD Waiver Renewal,...



- Person-centered planning (Appendix D)
- Robust services options and a variety of living Care Arrangements based on clinical need and personal choice (Appendix C)
- Rights and safeguard processes (Appendix F and G)
- Rates (Appendix I)

Services (Appendix C)



- **Case Management**
- **Living Care Arrangements:**
Customized In Home Supports, Family Living, Supported Living,
Intensive Medical Living
- **Community Supports:**
Community Integrated Employment and Customized Community
Supports

Services (Appendix C)



➤ Professional Services

Physical, Speech, Occupational Therapies, and Behavior Support Consultation (BSC).

Services (Appendix C)

- Environmental Modifications,
- Personal Support Technology,
- Assistive Technology,
- Independent Living Transition,
- Supplemental Dental Care,
- Non-medical Transportation,
- Adult Nursing,
- Nutritional Counseling,
- Preliminary Risk Screening and Consultation,
- Crisis Supports,
- Socialization and Sexuality Education, and
- Initial Therapy and BSC Assessments





DD Waiver Renewal: Changes and Updates

Phase out use of the Supports Intensity Scale[®] (SIS) and rely solely on the Outside Review process for adults in the DD Waiver

(Application/Intro, Appendices A, C, D, and I)



DD Waiver Renewal: Changes and Updates

- Clarification of ranges of allowable units or dollar amounts for professional services and for non-medical transportation.
- Need to meet a set of criteria that is applied by an Outside Review Contractor, when services are requested for adults (excluding Jackson Class members).
- (Appendices A, C, D)



DD Waiver Renewal: Changes and Updates

Plans for a comprehensive rate review

(Appendix I)



DD Waiver Renewal: Changes and Updates

Plans for meeting Settings requirements detailed in CMS Final Rule about the right to full inclusion and access to the community

(Appendix C)



DD Waiver Renewal: Changes and Updates

- Contractors used by the state to conduct administrative services (Appendix A)
- Projected number of recipients (Appendix B)
- Language about fair hearings (Appendix F)
- Meeting quality reporting standards (Appendix H & Performance Measures throughout application)
- Average cost per person (Appendix J)

Formal Public Comment Period & Public Hearing

Starting in January 2017, look for notifications in the mail, online, in the local newspapers and with our partners and advocacy organizations.

Look for copies of the entire DD Waiver Renewal Application:

- on the HSD website at:

<http://www.hsd.state.nm.us/public-notice-proposed-rule-and-waiver-changes-and-opportunities-to-comment.aspx>

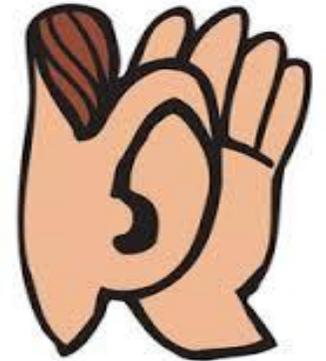
- a copy can also be mailed to you by contacting HSD Call (505) 827-7764



We Want to Hear from You

How to submit formal Public comment on the DDW Renewal Application

- Mail, email or call HSD (look for contact information starting in January 2017)
- Attend one of the Public Hearings in Santa Fe:
Rio Grande Conference Room, Toney Anaya Building,
2550 Cerrillos Road, Santa Fe New Mexico
February 1, 2017 at **10:00 am** or **1:00 pm**



Partners

- Advisory Council on Quality Supports for Individuals with Developmental Disabilities and their Families (ACQ)
- ARC of New Mexico
- Disability Coalition Disability Rights New Mexico
- Governor's Commission on Disability
- New Mexico Allies for Self Advocacy
- New Mexico Autism Society
- New Mexico Brain Injury Alliance
- New Mexico Center for Self-Advocacy
- New Mexico Developmental Disabilities Planning Council
- New Mexico Network Initiative
- Parents Reaching Out
- Association of Developmental Disabilities Community Providers
- People First of New Mexico



Resources

DDSD ACT New Mexico DD Waiver Renewal page

<http://actnewmexico.org/ddw-renewal.html>

HSD Developmental Disabilities Waiver

<http://www.hsd.state.nm.us/LookingForInformation/developmentally-disabled.aspx>

<http://www.hsd.state.nm.us/public-notice-proposed-rule-and-waiver-changes-and-opportunities-to-comment.aspx>

CMS HCBS Final Rule

<https://www.medicare.gov/medicaid-chip-program-information/by-topics/long-term-services-and-supports/home-and-community-based-services/home-and-community-based-services.html>

DOL Home Care Rule

<https://www.dol.gov/whd/homecare/>

More Information about HCBS Settings at Administration for Community Living:

<http://www.acl.gov/Index.aspx>