

Introduction:

He-M 507 defines the standards for certified community participation services as part of a comprehensive array of community-based services for individuals with developmental disabilities or acquired brain disorders. The propose rules readopt with amendment He-M 507.

This proposal was published in the October 5, 2023 Rulemaking Register. The Department held a public hearing on Wednesday, November 8, 2023 with 5 members of the public in attendance. None of those members opted to provide testimony at that time. The Department did receive testimony within the public comment period. Those proposed comments and the Departments responses have been summarized in the below table.

<u>Rule Section</u>	<u>Comment</u>	<u>Action Taken</u> (What, if any & if none, why?)	<u>Commenter</u>
He-M 507.03(b)	Clarification/clearer language on the setting of where CPS services can take place. “Provided in the individual’s community” indicates that He-M 507 services be delivered in a community-based settings. We understand that the individual’s ISA will outline the desired services to best meet their needs, however, we believe that the language is not clear.	Clarification provided. An individual's community may consist of online communities, the home of a community member, etc. What the Community participation services (CPS) activities are and where they take place should be outlined in the individual's service agreement and included in a daily schedule.	Easter Seals
He-M 507.04(b)(6)	Removal of He-M 507.04(6) consultation services as specified in the individual’s ISA to improve or maintain the individual’s community, mobility, and physical and psychological health. The removal of this He-M 507 covered service has a significant impact on individuals that receive behavior health/therapy supports during the day. Most of these types of appointments happen during daytime hours. We propose that this should be reconsidered as a covered service.	No action taken. Consultation services may not be billed as part of CPS. Billing for consultation services shall be done under Specialty Services and in accordance with He-M 517. Staff supports during the consultation appointment may still be provided and billed for as part of CPS.	Easter Seals
He-M 507.06(d)(2)-(d)(4)	CSNI is concerned that if these requirements are not included elsewhere in regulation, there will not be a requirement for providers to share this information. Not knowing this could be detrimental to individuals and lead to quality and/or safety concerns for individuals. CSNI continues to request that requirements for such information be included somewhere in regulation, perhaps as part of the requirements monitored as part of annual certification visits.	No action taken. This change was made after feedback was received from the Office of Legal and Regulatory Services. The information listed in He-M 507.06(d)(2)-(d)(4) is reviewed by surveyors while completing certification reviews onsite, but does not need to be included as part of the initial application, as some of this information may be unknown by the provider agency at that time.	CSNI