Division of Long Term Supports and Services
Bureau of Developmental Services

Systems Work Waiver Work Group
May 2022
Jessica Gorton
Topics for this Work Group

1. Housekeeping
2. Residential Services Drafting
3. Next Steps
1. **Level Set Group Role** – We are aware that some work group members may not feel like their input is impactful. BDS would like to clarify that this is the only group working on revising DD service definitions, and the Department values the recommendations you provide.

2. **Reminder** – Viewers who are not on the work group can use the chat feature to ask questions during this meeting.

3. **Reminder** – This group has not yet crafted a final recommendation. No service definitions are final and no services are certainly identified for a specific waiver.

4. We’ve collected your feedback about an adjusted meeting cadence. Let’s finalize that now...
Residential Services
Live in Companion - (1/2)

Service Type: Residential

Service Definition:
Service is intended to be used by participants who are capable of being alone for significant periods of time but who may be afraid to be alone at night or who may need assistance with accessing help in an emergency situation at night. The Live-in Companion agrees to provide regular companionship and support should an emergency arise. Other informal supports such as occasional transportation, assistance with meal preparation or participating in an activity such as going to the movies or bowling, may be provided by the Live-in Companion without any payment for support.

The residence must be leased or owned by consumer, his/her family or legal representative. The Live-in Companion can not be related to the consumer. The services under the Live in Caregiver are limited to additional services not otherwise covered under the state plan, including EPSDT, but consistent with waiver objectives of avoiding institutionalization.

Hourly wage DOL issue – if someone is a companion, must receive an hourly wage
Consider regarding rate build up – rates (asleep overnight), OT. Existing models have these built into budgets. Hours for alone, staffed, etc. prescribed.
Subcontractor stipends easier to navigate
Was once set up as contract stipend via Home of Your Own. DOL guidance impacted. Review how other states have addressed via a monthly payment.
Possible CMS/BDS guidance did not support model to continue, review regs to ensure we can continue.
1001, 507, SEP, not via PDMS
This definition implies a higher level of independence. Ensure it allows for additional supports. Consider level-support when creating rates.
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**Limits on the amount, frequency, or duration:**
None

**Individual and Family Supports Waiver Characteristics:**

**Service may be provided by (check all that apply):**
- Legally Responsible Person
- Legal Guardian
- Relative

**Service Delivery Method (check all that apply):**
- [x] Participant Directed
- [x] Provider Managed

This preliminary waiver definition is provided as a starting point for the Waiver Work Group. The language is adapted from the Connecticut Autism Supports Waiver.
### Service Definition:

24-Hour Self-Directed Home Sharing Support consists of ongoing services and supports by paid care giver(s) that is designed to assist individuals to acquire, maintain, or improve the skills necessary to live in a noninstitutional setting. The service is available to individuals who need daily staff intervention with care, supervision and skills training in activities of daily living, home management and community integration and live in a home of their own or live in the home of a care provider identified by the waiver participant or the legally responsible individual.

The care provider is identified and supervised directly by the waiver participant or the legally responsible individual. Unlike Placement Services in Residential Habilitation, there is no support agency involved in the 24-Hour Self-Directed Home Sharing Support. Like placement services there is an assessment to determine the intensity of the need of the individual in relation to the daily payment rate for the care provider.

There are three levels of intensity in the model. 24-Hour Self-Directed Home Sharing Support means individually tailored supports that assist with the acquisition, retention, or improvement in skills related to living in the community. These supports include adaptive skill development, recognition and money management, social and leisure skill development, that assist the participant to reside in the most integrated setting appropriate to his/her needs. 24-Hour Self-Directed Home Sharing Support also includes personal care and protective oversight and supervision 24 hours a day. This service may also include the provision of medical and health care services that are integral to meeting the daily needs of the participants or arranging and assisting individuals to access the health care system.

Transportation between the participant’s place of residence and other service sites or places in the community may be provided as a component of 24-Hour Self-Directed Home Sharing Support and is included in the individual's participant budget. 24-Hour Self-Directed Home Sharing Support must be purchased through a self-directed budget. This service may not be provided at the same time as Respite, Individualized Home Supports, or Adult Companion or when other services that include care and supervision are provided. 24-Hour Self-Directed Home Sharing Support services are not available to individuals who live with their parent or spouse unless that individual is also eligible for the Department’s supports. Family members who are either the legal guardian or legal representative or spouse can not provide 24-Hour Self-Directed Home Sharing Support. Other family members such as siblings or cousins, aunts, uncles may provide these services. These services may be arranged and organized by a family member or legally responsible individual. Payment is not made for the cost of room and board including the cost of building maintenance, upkeep and improvements. The method by which room and board are excluded from payment for residential habilitation is specified in Appendix I. Payment is not made directly or indirectly to members of the individual’s immediate family except as provided in Appendix C-2. 24-Hour Self-Directed Home Sharing Support can not be provided in a provider licensed Group Residence or staffed by a provider agency. The physical site is either owned or leased directly by the waiver participant or the direct care provider and not by the provider agency. 24-Hour Self-Directed Home Sharing Support services can only be self-directed through an individual budget and paid through a fiscal management service. 24-Hour Self-Directed Home Sharing Support is limited to one individual in the same site. Licensed providers may not act as the employer of the care provider and may not provide services in one of their licensed settings.
### Service Type: Residential

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Assisted Living— (1/2)

**Service Type:** Residential

**Service Definition:**
Assisted Living Facilities approved by DSS the State Medicaid Agency.

Personal care and services, homemaker, chore, attendant care, companion services, medication oversight (to the extent permitted under State law), therapeutic social and recreational programming, provided in a home-like environment in a licensed (where applicable) community care facility, provided to residents of the facility. This service includes 24 hour on site response staff to meet scheduled or unpredictable needs in a way that promotes maximum dignity and independence, and to provide supervision, safety and security. Other individuals or agencies may also furnish care directly, or under arrangement with the community care facility, but the care provided by these other entities supplements that provided by the community care facility and does not supplant it.

Personalized care is furnished to individuals who reside in their own living units (which may include dually occupied units when both occupants consent to the arrangement) which may or may not include kitchenette and/or living rooms and which contain bedrooms and toilet facilities. The consumer has a right to privacy. Living units may be locked at the discretion of the consumer, except when a physician or mental health professional has certified in writing that the consumer is sufficiently cognitively impaired as to be a danger to self or others if given the opportunity to lock the door. (This requirement does not apply where it conflicts with fire code.) Each living unit is separate and distinct from each other The facility must have a central dining room, living room or parlor, and common activity center(s) (which may also serve as living rooms or dining rooms).

The consumer retains the right to assume risk, tempered only by the individuals ability to assume responsibility for that risk. Care must be furnished in a way that fosters independence of each consumer to facilitate aging in place. Routines of care provision and service delivery must be consumer-driven to the maximum extent possible, and treat each person with dignity and respect. Assisted Living services may also include home health care, medication administration, intermittent skilled nursing services, and transportation specified in the Individual Plan. This is an all inclusive support model and cannot be used in combination with Personal Support or Adult Companion services.

These settings are homelike as they are chosen by the participant and furnished and decorated with the persons own belongings. Each person has their own private area for sleeping, bathing, and eating if they choose. The participant has the option to participate in community activities based on their likes and preferences. The participant is not limited to the activities available onsite, but any activities available in the greater community. This should be delineated in the Individual Plan.

This preliminary waiver definition is provided as a starting point for the Waiver Work Group. The language is adapted from the Connecticut Comprehensive Supports Waiver.
### Assisted Living (2/2)

- **Service Type:** Residential

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- **Individual and Family Supports Waiver Characteristics:**
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**Service Delivery Method (check all that apply):**
- Participant Directed
- Provider Managed

**Service may be provided by (check all that apply):**
- Legally Responsible Person
- Legal Guardian
- Relative

This preliminary waiver definition is provided as a starting point for the Waiver Work Group. The language is adapted from the Connecticut Comprehensive Supports Waiver.
Transitional Assistance Service (1/2)

**Service Type:** Residential

**Alternative Service Title:**

**Service Definition:**
Transitional Assistance Services are non-recurring set-up expenses for participants who are transitioning from an institutional or another provider-operated living arrangement to a living arrangement in a private residence whether or not the participant is directly responsible for his or her own living expenses.

Allowable expenses are those necessary to enable a participant to establish a basic household that do not constitute room and board and may include:

(a) security deposits that are required to obtain a lease on an apartment or home;
(b) essential household furnishings and moving expense required to occupy and use a community domicile, including furniture, window coverings, food preparation items, and bed/bath linens;
(c) set-up fees or deposits for utility or service access, including telephone, electricity, heating and water;
(d) services necessary for the participant’s health and safety such as pest eradication and one-time cleaning prior to occupancy;
(e) activities to assess need, arrange for and procure needed resources and;
(f) assistance with housing search and housing application processes.

Transitional Services are furnished only to the extent that they are reasonable and necessary as determined through the service plan development process, clearly identified in the service plan and the participant is unable to meet such expense or when the services cannot be obtained from other sources. Transitional assistance services do not include monthly rental or mortgage expense; food, regular utility charges; and/or household appliances or items that are intended for purely diversional/recreational purposes.

This service may be self-directed paid through the Fiscal Intermediary.

This preliminary waiver definition is provided as a starting point for the Waiver Work Group. The language is adapted from the Massachusetts Intensive Supports Waiver.
**Transitional Assistance Service (2/2)**

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**Limits on the amount, frequency, or duration:**
Room and board costs are excluded. This may not be used to pay for furnishing living arrangements that are owned or leased by a waiver provider where the provision of these items and services are inherent to the service they are already providing.

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Stabilization- Residential (1/2)

Service Type: Residential

Service Definition:
This service is designed to provide stabilization and support for waiver participants who due to either behavioral or environmental circumstances cannot remain in their current residence or family home.

The service is provided in either a licensed respite facility or in the home of an individual family provider to waiver participants who are unable to care for themselves. The home of an individual family provider is overseen by a qualified stabilization agency. The participant’s need for stabilization and support is assessed and is documented in the Individual Plan of Care. The service includes over-night supervision and support. Stabilization services may be available to participants who receive other waiver services on the same day, such as community based day supports, center based day supports, group or individual supported employment or individualized day supports or day habilitation supplement.

Stabilization services cannot be provided when other services that provide care and supervision are being provided. The length of stay is based on the assessed needs of the waiver participant and is regularly reviewed by the Regional Management Team. This service cannot be self-directed.
**Stabilization - Residential (2/2)**

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**Limits on the amount, frequency, or duration:**
Stabilization may be provided up to 90 days per year and is reflected in the Individual Service Plan based on assessed need.

**Individual and Family Supports Waiver Characteristics:**

**Service may be provided by (check all that apply):**
- Legally Responsible Person
- Legal Guardian
- Relative

**Service Delivery Method (check all that apply):**
- Participant Directed
- Provider Managed
Service Type: Residential

Service Definition:
Expanded Habilitation, Education is designed to help participants who demonstrate significant deficits in the areas of behavioral, social, and communication skills, and activities of daily living and independent living skills, become more effective in functioning and participating in their home and community. Expanded Habilitation, Education consists of one-to-one interventions that are described within the Autism Support Planning Document developed by professionals with clinical expertise in autism spectrum disorders. These interventions are often used in combination across settings and are designed to improve skills across settings; however, Expanded Habilitation, Education is delivered primarily in the family home where the participant resides. Goals that are consistent with building basic adaptive skills, building elementary verbal skills, establishing appropriate play or interactive skills with other children, establishing appropriate expression of emotions and behaviors, developing self-regulatory and self management skills are appropriate uses of this waiver service. Expanded Habilitation, Education must be coordinated with services provided by Medicaid State Plan Services, other supports and services, Early Intervention and Special Education. Waiver funding may not be used for special education and related services that are included in the IEP as defined in Sections (22) and (25) of the Individuals with Disabilities Education Improvement Act of 2004 (IDEA) (20 U.S.C. 1401 et seq.) or services that are included in the Individual Family Support Plan for participants in Early Intervention. Documentation is maintained in the file of each individual receiving this service that the service is not otherwise available under section 110 of the Rehabilitation Act of 1973 or the IDEA. Participants may receive Expanded Habilitation, Education during non-school hours, evenings and weekends and services may occur in the home or in other natural environments of the participant. In order to receive this service, health and safety must be maintained in the home and the participant must be living in a home setting with a caregiver who is legally responsible for the participant. While the participant is receiving Expanded Habilitation, Education, the Senior Therapist is responsible for working with the family around the participant’s Positive Behavior Support (PBS) Plan a minimum of at least two hours per month. Services provided by therapists, direct support workers, or Autism Specialty Providers are designed to be provided at least six hours per week in the home or in the other natural environments of the participant. Expanded Habilitation, Education uses behaviorally oriented models, developmental and social pragmatic models, and communication models. All expanded habilitation services use Positive Behavior Supports and Interventions as the framework for service delivery. PBS is an evidenced-based, person centered approach that is holistic in nature; providers of services are expected to use PBS as the organizing principle for service delivery. This approach aligns with the framework many schools in the state are using and is the construct embedded in Individuals with Disabilities Education Improvement Act of 2004 (IDEA) (20 U.S.C. 1401 et seq.). Positive Behavior Supports integrates behavioral techniques, psychosocial and biomedical interventions to design the specific interventions to be delivered to the participant; it focuses heavily on antecedent management, naturalistic teaching, visual supports, rituals, and schedules to support young children with autism as well as cognitive behavioral interventions. PBS addresses the needs of the waiver participant within the context of his/her family and community. Prior to the development of a positive behavior support plan, a functional assessment is conducted. PBS focuses on teaching new skills, and preventing the development of problem behaviors. Because PBS adopts a holistic approach to services it may include developmental and relations models of intervention as best suited to a specific participant’s assessed needs as well as a thorough grounding in understanding that all behavior has communicative value. The goal of the interventions is to ensure that the professionals understand the meaning of the behavior and provide the participant with more socially appropriate means of communication for the purpose of enhancing the quality of life for the participant. This may include the use of technology, assistive and augmentative communication devices as well as specific treatment models of communication....

This preliminary waiver definition is provided as a starting point for the Waiver Work Group. The language is adapted from the Massachusetts Children’s Autism Spectrum Disorder Waiver.
Expanded Habilitation/ Education (2/2)

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**Limits on the amount, frequency, or duration:**
Expanded Habilitation, Education services are limited to three years of service as outlined in the Autism Plan of Care. After three years of Expanded Habilitation, Education services, continuity of programming is maintained through both the ongoing participation and consultation of the Senior Therapist as well as the ongoing presence of direct support workers to implement the program. The Autism Clinical Manager (ACM) as well as the Autism Support Broker continue to support the families in the step-down portion of the program.

If the family’s or participant’s needs change, the ACM and the Broker, in concert with the Senior Therapist and the family, brainstorm potential solutions. These may include additional supports, support around the child’s educational benefits, and access to other DDS state services. Finally, all participants at age 9 are transitioned from the waiver to the DDS state agency services including another program for older children which can continue to support skill development in the community.

**Individual and Family Supports Waiver Characteristics:**

**Service may be provided by (check all that apply):**
- Legally Responsible Person
- Legal Guardian
- **Relative**

**Service Delivery Method (check all that apply):**
- **Participant Directed**
- Provider Managed
Chore Services (1/2)

| Service Type: Residential | Alternative Service Title: |

**Service Definition:**
Services needed to maintain the home in a clean, sanitary, and safe environment. This service includes minor home repairs, general housekeeping and heavy household chores such as washing floors, windows, and walls, tacking down loose rugs and tiles, moving heavy furniture in order to provide safe egress and access. These services are only provided when neither the participant nor anyone else in the household is capable of performing or financially providing for them and where no other relative, caregiver, landlord, community/volunteer agency, or third party payer is responsible for their provision. In the case of rental property, the responsibility of the landlord, pursuant to the lease agreement, is examined prior to any authorization of the service. Service is not available in a provider operated setting. This service is not available to participants receiving 24-hour Self Directed Home Sharing Support. Chore service must be paid through a self-directed budget through the Fiscal Intermediary.
Chore Services (2/2)

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Closing
Recap

Let’s appropriately plan for next time...

1. Did receiving the draft definitions in advance make it easier for you to contribute?
2. Do you feel like you understand the service definitions we’re working on?
3. Do you feel like a partner in this process?

Please use the button on your screen to complete the poll in Zoom.
Questions/ Comments