

HCBS Rule Revision Waiver Amendments and Applications

November 8, 2022

Housekeeping - 1

- We will have specified amount of time for questions/ideas after each rule topic.
- We'll take comments via the Chat and Speaker's Queue
- Type your name or comment in the Chat, raise your hand in the webinar, or unmute and say your name when prompted.

Housekeeping - 2

- You'll have up to 2 min. for your comment (John keeps time)
- All ideas will be added to Listening Logs
- If we run out of time for all comments, place your question or idea in the chat. We'll add it to the Listening Log.
- Comments unrelated to rule topic we are discussing will be added to the "Issues for further discussion"

Agenda

- Introductions and Housekeeping: 9 - 9:15 a.m.
 - Rule & Regulation Changes for Case Management Redesign (CMRD)
 - Goals For the Rule Updates
 - Roles and Responsibilities
- Overview of CMRD: 9:15 - 9:45 a.m.
- HCBS Waiver Amendments and Applications: 9:45 - 10:30 a.m.
 - 1915b4 waiver application
- Schedule Changes: 10:30 - 10:45 a.m.

Purpose of Meeting

- Garner feedback and public comment from stakeholders, members and family members regarding program and rule changes associated with Case Management Redesign

Why change the rules?

- CMRD changes the structure of Case Management Agencies(CMAs) in Colorado
- CMAs will provide case management for all 10 waivers, SEP/CCB/Private
 - Impacts rules across the board

Goals for the Rule Updates

1. Minimize duplication within the rules and make sure requirements are consistent across programs.
2. Help everyone involved understand their roles and responsibilities.
3. A rule structure that is easy to follow and understand.

Roles & Responsibilities

- **Department: Tiffani Domokos & Nicolette Anderson (Cordova)**
 - Introductions, guidance, monitoring and moving conversation, walk through rule changes, timekeeping, monitoring questions in the queue, overall flow of meeting and directing questions
- **Department Subject Matter Experts (SMEs)**
 - Addressing questions, concerns, comments as they relate to the rule updates, changes, guidance, movement, language, structure etc.
- **HCBS Strategies Inc.**
 - Record keeping in for of Listening Logs & Issues for further discussion, follow up, assist with walking through of the rule changes, recording/addressing questions in the queue, assisting with time management and follow up question management

Colorado CMRD Structure

- How did we come to this CMRD Structure?
 - Uniquely Colorado
 - Learning from other states
 - Stakeholder Engagement
 - Vision for improvement



Key Outcomes of Case Management Redesign

HCBS Waivers and Case Management

Currently, the HCBS waiver a person chooses to pursue determines the type of case management agency they will go to.

| Single Entry Point (SEP) Agency | Community Centered Board (CCB) | Private Case Management Agency |
|--|---|---|
| <p>Serves waivers targeted to individuals without an IDD</p> <ul style="list-style-type: none"> • Brain Injury Waiver (BI) • Children with Life Limiting Illness Waiver (CLLI) • Community Mental Health Supports Waiver (CMHS) • Complementary and Integrated Health Waiver (CIH formerly SCI) • Elderly, Blind and Disabled Waiver (EBD) | <p>Serves waivers targeted to individuals with an IDD</p> <ul style="list-style-type: none"> • Children’s Extensive Support Waiver (CES) • Children’s Habilitation Residential Program Waiver (CHRP) • Developmental Disabilities Waiver (DD) • Supported Living Services Waiver (SLS) | <p>Serves children with significant medical needs</p> <ul style="list-style-type: none"> • Children’s Home and Community Based Services Waiver (CHCBS) |

Intake, Eligibility, & Case Management Agency



PERSON CENTEREDNESS

- ### Intake & Eligibility
- Initial & Continued Stay Review (CSR) Assessment
 - Financial / Eligibility Assistance
 - Determination = Developmental Disability (DD)/Delay
 - Children's Extensive Support (CES) Application
 - Resource Navigation

- ### Ongoing Case Management Functions
- Service Planning
 - Monitoring
 - Revisions

- ### Admin Functions
- Waiting List Management
 - Operational Guide
 - Human Rights Committee (HRC)
 - Complaint Trends
 - Appeals
 - State Funded Programs
 - Critical Incident Reporting (CIR)
 - Supports Intensity Scale (SIS)
 - Organized Healthcare Delivery System (OHCDS)

- ### Outreach
- Regional Accountable Entity (RAE) Coordination & Engagement
 - Community Advocates



Standardized Training

Aligning Programs Requires Aligning Payment Mechanisms

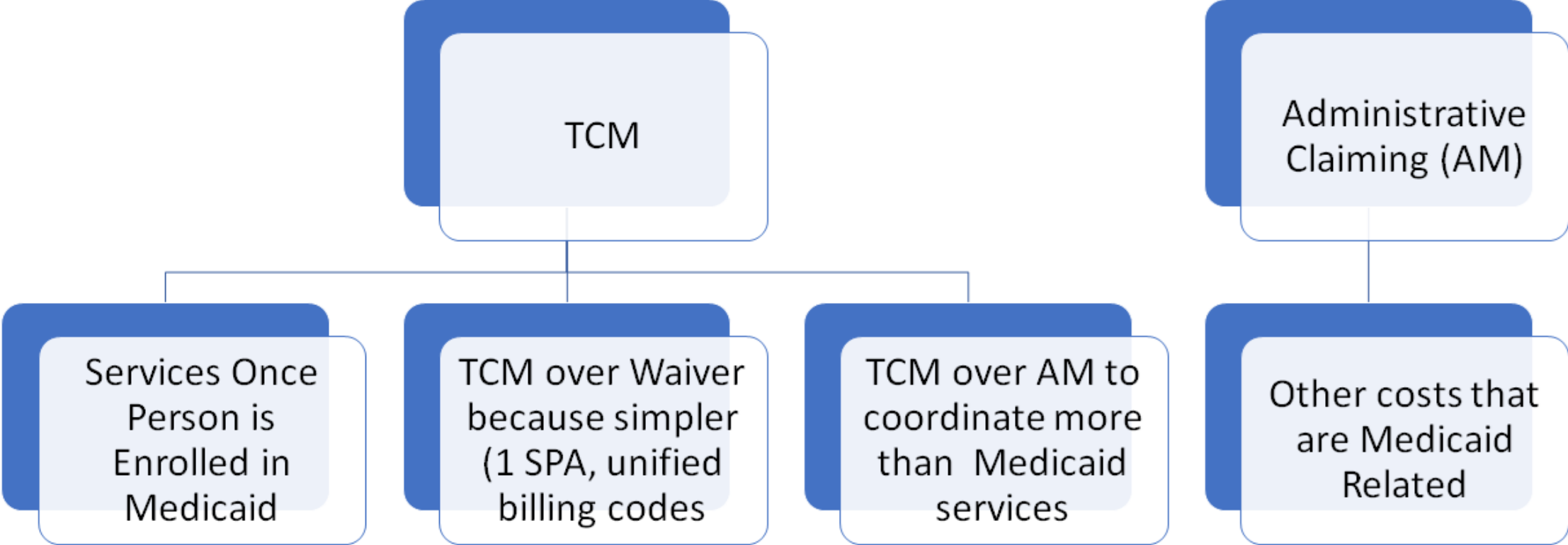
SEP CM Payment

- Administrative Claiming (AM)
- Not subject to “Any willing provider” requirement

CCB CM Payment

- Some AM
- Some Targeted Case Management (TCM)
- Can limit # of providers when only serving IDD or MH

Under CMRD, CM will be paid for using Administrative Claiming and TCM



Need Special Permission to Use TCM beyond IDD

- Need to waive Medicaid's "Any willing provider" requirement
- Allowed to do this using a 1915(b)(4) waiver

Waiver Administration and Compliance Team

Presented by: Julie Masters

Federal Requirements

- Home and Community-Based Services (HCBS) 1915(c) Waiver Amendment
- 1915(b)(4) - Selective contracting waiver
- State Plan Amendment for Targeted Case Management

1915(c) - Home and Community-Based Services

- Brain Injury (BI)
- Children's Extensive Supports (CES)
- Children with Life Limiting Illness (CLLI)
- Children's Home and Community-Based Services (CHCBS)
- Children's Habilitation Residential Program (CHRP)
- Community Mental Health Supports (CMHS)
- Complementary and Integrative Health Services (CIH)
- Developmental Disabilities (DD)
- Elderly, Blind and Disabled (EBD)
- Supported Living Services (SLS)

1915(c) - Home and Community-Based Services

States can waive certain Medicaid program requirements under HCBS waivers, including:

- Statewideness
- Comparability of services
- Income and resource rules applicable in the community

1915(c) - Home and Community-Based Services

- Waiver applications will be updated for Case Management Redesign. Main appendices with these updates will be A and C.
- 30-Day public noticing period is anticipated to be February 2 - March 3, 2023.
- Documents will be available for review at: hcpf.colorado.gov/hcbs-public-comment
- Waiver applications anticipated to be submitted to CMS March 2023
- Requested effective date will be July 1, 2023

1915(b)(4) - Selective Contracting Waiver

Allow the state to restrict providers of Case Management in a designated service area

1915(b)(4) - Selective Contracting Waiver

- Selective Contracting Waiver will be utilized for BI, CHCBS, CIH, CLLI and EBD.
- CES, CHRP, CMHS, DD and SLS already waived with Freedom of Choice Exception (§1915(g)(1) and 42 CFR 441.18(b))

1915(b)(4) - Selective Contracting Waiver

- Requires a 30-Day Tribal Consultation
- Anticipate submitting to CMS by January 2023
- Requested effective date will be July 1, 2023

Targeted Case Management - State Plan Amendment

- Targeted at a specific population
- Case Management Activities include:
 - Completing the Assessment
 - Developing the Person-Centered Support Plan
 - Assisting members with obtaining needed services
 - Monitoring

Targeted Case Management - State Plan Amendment

- Currently utilized for CES, CHRP, DD and SLS
- Will be updating to include BI, CHCBS, CIH, CLLI, CMHS, EBD

Targeted Case Management - State Plan Amendment

- Requires a 30-Day Tribal Consultation
- Anticipated submission is January 2023
- Requested effective date will be July 1, 2023

Contact Info

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Questions?



COLOR

Department of Health Care
Policy & Financing

Meeting Schedule

HCPF has lots of projects going on. Here is how you can keep the most up to date information of schedule changes:

- Keep up to date on the [stakeholder engagement calendar](#)
- Keep up to date information on the [CMRD Webpage](#)

Thank you!