

Community First Choice Council Meeting

August 2, 2023

Department of Health Care Policy and Financing



COLORADO

Department of Health Care
Policy & Financing

Welcome!

Meet the HCPF CFC Team

- **Adam Tucker**, Waiver Innovation Unit Supervisor
- **Eileen Saunders**, CFC Policy Advisor
- **Maddie Quartaro**, CFC Policy Advisor
- **Kristine Dos Santos**, Participant Directed CFC Policy Advisor
- **Rachel MacLeish**, Federal Health Policy Advisor
- **Lana Eggers**, Waiver Innovation and Compliance Section Manager



Our Mission

Improving health care equity, access, and outcomes for the people we serve while saving Coloradans money on health care and driving value for Colorado.



Agenda

- Housekeeping
- Wellness Education Benefit Rule Update
- Changes to Transition Services Under CFC
- Provider Qualifications for Personal Care Review & Update
- Open Forum



Attendance

- Please complete the [Google Form](#)
- Call in attendance to Adam Tucker at 303-866-5472
 - Available between 8:00 a.m. to 4:00 p.m.
- **Disclaimer:** The information provided through this form will only be viewed by the Department of Health Care Policy & Financing (the Department) for the purpose of ensuring stakeholder representation on CFC implementation. The Department and its parties will adhere to the strictest privacy rules and policies when handling and discussing this information.

The screenshot shows a Google Form with the following fields and options:

- Name**: Short answer text field.
- Today's Date ***: Date selection field with a calendar icon.
- Population(s) represented ***: A list of checkboxes for selection:
 - Individual with a disability
 - Representative/parent of individual with disability
 - Person over the age of 65 or their representative
 - Service provider
 - State employee
 - Other...

Meeting Etiquette and Ground Rules

- Do not share Protected Health Information (PHI)
- Mind E-Manners
- Stay solution-focused
- Respect each other's time and the meeting time
- Reasonable accommodations such as translation services and/or closed captioning please contact John Barry.
 - john.r.barry@state.co.us or 303-866-3173
 - Department's 504/ADA Coordinator at hcpf504ada@state.co.us at least one week prior to the scheduled meeting to make arrangements.

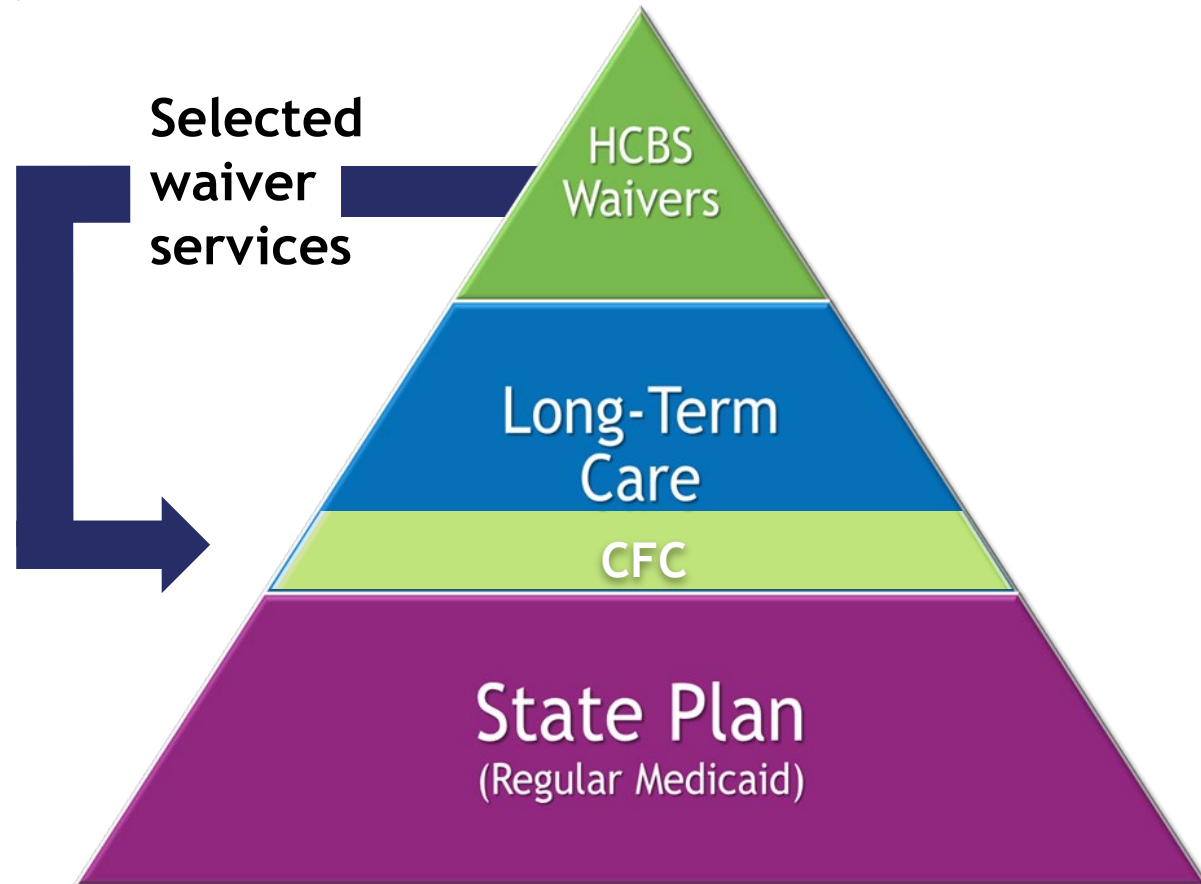


Community First Choice

Goal of CFC: Making HCBS accessible for more Medicaid members with expanded options and availability for self-directed care

Mandatory and Select Optional Services:

- Homemaker
- Personal Care
- Health Maintenance Activities
- Acquisition, Maintenance, and Enhancement of Skills (new federally required service)
- Remote Supports
- Remote Supports Technology
- Life Skills Training
- Transition Services
- Electronic Monitoring
- Personal Emergency Response System
- Medication Reminders
- In-Home Support Services
- Consumer Directed Attendant Support Services



Wellness Education Benefit Rule Updates



Listening Log

- The Department made some changes as a results of feedback from the last council meeting.
- There were also a few points discussed that we could not change in rule but are accounted for elsewhere.
 - Example: Accessibility and Accommodations
 - Example: Reading Level (Accepted with Modification)
- [View the listening log](#)
- If you have any questions or further comment, please email hcpf_cfc@state.co.us

Questions?



Changes to Transition Services in CFC



Transition Services

New structure for transition services & CFC	
CFC	HCBS Waivers
<ul style="list-style-type: none">• Transition Setup• Home Delivered Meals	<ul style="list-style-type: none">• Transition Setup• Peer Mentorship• Life Skills Training

Original proposed structure: include the following transition services in CFC:

- Transition Set-Up
- Home Delivered Meals
- Peer Mentorship
- Life Skills Training

Explanation of Change

- There are 4 main factors that lead to this change:
 - Regulatory
 - Service design
 - Budget
 - State legislative authority

Regulatory Background



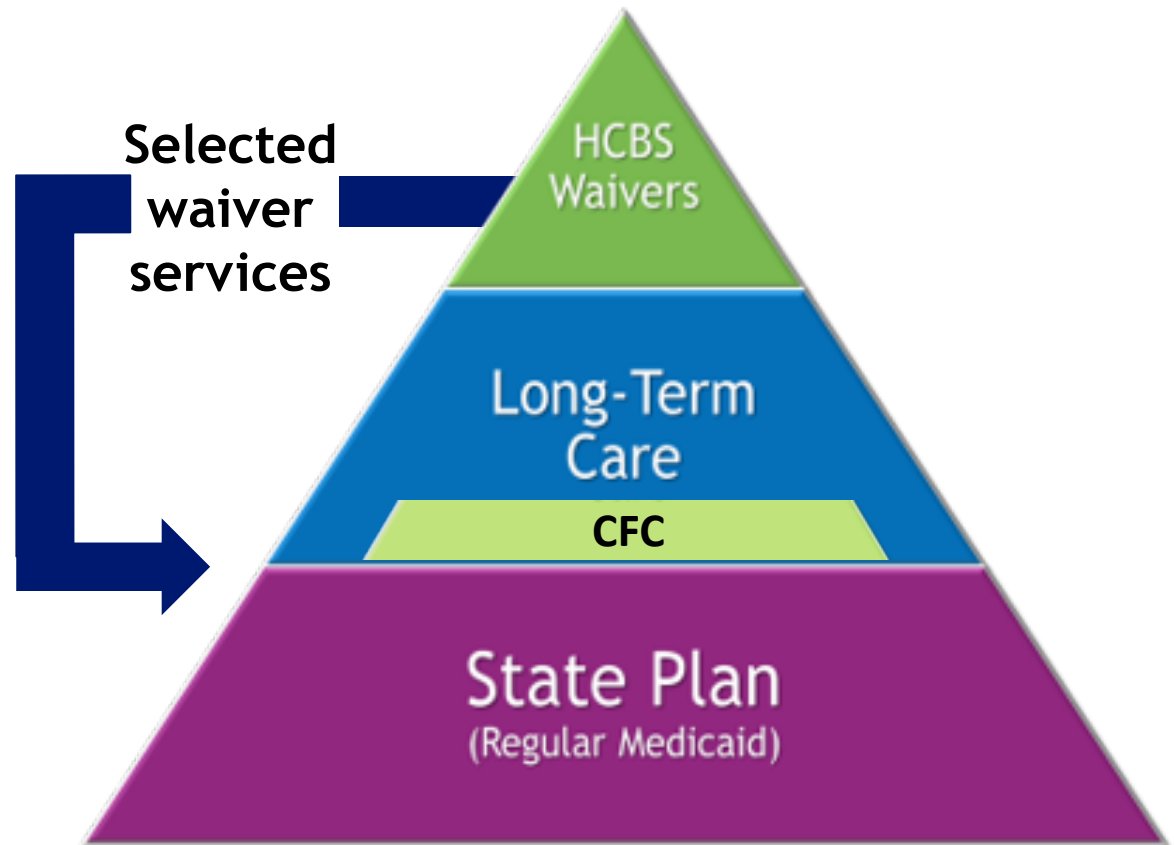
CFC Service Categories

- Mandatory services
 - Personal Care, Homemaker, Personal Emergency Response Systems (PERS), CDASS/IHSS, Health Maintenance Activities, and Acquisition, Maintenance, and Enhancement of Skills (AME)
- Optional services include 2 categories
 - Transition costs
 - Services or supports for a need identified in the individual's person-centered plan of services that increase an individual's independence or substitute for human assistance, to the extent that expenditures would otherwise be made for the human assistance (Referred to as Increase in Individuals Independence Category - IIIC)

CFC Services Under State Plan

CFC - State Plan

- Strict service categories
- States cannot utilize hard caps on services for cost containment
- States can only target specific populations (i.e. transitioning or not)
- Service Authorization is based on assessed need



CFC Service Categories

- CFC Service Category - Transition Cost:
 - Can only support the Transition Set-Up service
 - Only supports individuals moving from an institution
- Optional CFC Services Category: Allows initially proposed transition services structure, but:
 - Does not allow a state to target members who are transitioning out of an institution or experiencing a qualifying life event.
 - Does now allow for service limits

Accessing Transition Services



No Change: Home Delivered Meals

Issue: Under CFC this service is only permitted under Optional CFC Services	Solution: Home Delivered meals will move under CFC in the IIC category	This solution provides:
<ul style="list-style-type: none">• Cannot target specific populations or place hard limits on the duration of the service	<ul style="list-style-type: none">• Benefit is authorized for initial 12 months after transitioning• Exception process for members needing this service longer	<ul style="list-style-type: none">• Meets state legislative authorities and budget requirements• The service will be expanded to a larger population

Transition Set-Up

<p>Issue: Under CFC, this service only supports members transitioning out of institutions</p>	<p>Solution: Run identical Transition Set-up services concurrently in CFC and the HCBS waivers, targeting different members</p>	<p>This solution provides:</p>
<ul style="list-style-type: none">Members experiencing a qualifying life event are not covered under CFC	<ul style="list-style-type: none">Members transitioning out of an institution would access this service through CFC (State Plan)Members experiencing a qualifying life event will access this service through an HCBS waiver	<ul style="list-style-type: none">Ensures a broader category of members have access to Transition Set-upMeets state legislative authorities and budget requirements

Peer Mentorship

Issue: Under CFC, this service is only permitted under Optional CFC Services	Solution: Keep this service in the HCBS waiver and do not move it to CFC	This solution:
<ul style="list-style-type: none"> • Cannot target specific populations or place hard limits on the duration of the service • The Department does not have the budgetary authority to support this service under CFC 	<ul style="list-style-type: none"> • No changes to the service • Possibility to explore moving this service under CFC in the future 	<ul style="list-style-type: none"> • Allows us to implement CFC within budget authority • Maintains flexibility for future CFC services • Meets state legislative authority and intent

Life Skills Training

Issue: Under CFC this service is only permitted under Optional CFC services	Solution: Keep this service in the HCBS waiver and do not move it to CFC	This solution:
<ul style="list-style-type: none">• Cannot target any population or place hard limits on the duration of the service• The Department does not have the budgetary authority to support this service under CFC	<ul style="list-style-type: none">• No changes to the service• Possibility to explore moving this service under CFC in the future	<ul style="list-style-type: none">• Allows us to implement CFC within budget authority• Maintains flexibility for future CFC services• Meets state legislative authority and intent

Questions?



Revisiting Personal Care Under CFC & PASA's



Current Provider Qualifications Across Waivers: Personal Care and Homemaker

Provider Type	Waivers Served	License Req.	Additional Training Req	CDPHE Approval	Tax ID Req
Program Approved Service Agencies (PASAs)					
Personal Care (PCP)	CES/SLS	Class A or B if hands-on-care provided and/or 2+ employees <u>OR</u> Provider Signed Attestation	No	Yes - Certification	SSN or EIN
Homemaker (HMK)	CES/SLS	No	No	Yes - Certification	SSN or EIN
Home Care Agencies (HCAs)					
PCP/HMK	EBD/BI/CIH/CMHS	Class A or B	No	Yes - License	EIN



Path Forward under CFC

- Under CFC, all Personal Care providers must obtain a Class A or B license

Licensure Options

Options	Considerations	Benefits
Unlicensed provider obtains a Class B (non-medical) license	<ul style="list-style-type: none"> Licensing cost Possible increase to administrative burden 	<ul style="list-style-type: none"> Provider can continue to provide personal care to current members Provider has ability to provide personal care to all CFC members
Provider becomes a participant directed attendant (IHSS/CDASS)	<ul style="list-style-type: none"> Current members may not want to receive services under IHSS/CDASS Provider is no longer the employer, they are the attendant bound to what member/AR chooses for wage, scheduling, training etc. 	<ul style="list-style-type: none"> Provider no longer needs to be a PASA or HCA, limits overhead Skilled care may be provided through Health Maintenance Activities
Unlicensed provider obtains a Class A (medical) license	<ul style="list-style-type: none"> Licensing cost Increased administrative burden 	<ul style="list-style-type: none"> Can provide skilled medical care

Provider Options

- PASA seeks a Class B or Class A license
 - Submit a letter of intent form with CDPHE
 - Complete application and survey process with CDPHE
 - Enroll in the 666 Specialty Code with HCPF to provide personal care under CFC

Provider Options

- Discontinue providing personal care services and only provide homemaker services
 - If the PASA is already enrolled as a homemaker provider, no changes are needed
 - If PASA is not enrolled as a homemaker provider, they need to enroll as soon as possible

Member/Provider Options

- Enroll in CDASS:
 - If a member wants to continue receiving care from a PASA provider, but the provider does not wish to obtain a license, the member can enroll in CDASS and hire the provider as their attendant

Member/Provider Options

- Enroll in IHSS:
 - If a member wants to continue receiving care from a PASA provider, but the provider does not wish to obtain a license, the member can enroll in IHSS and select an IHSS Agency to work with. The member would work with their IHSS agency to hire their provider as an attendant to receive care from that person

Next Steps...

- The Department is working with the Department of Public Health and Environment on a comprehensive solution to address a potential influx of license applications
- This may include waiving the cost of initial license fee
- The Department will be in contact with PASA providers in the coming weeks regarding next steps

Questions?



Open Forum



Communications

- How to submit questions, feedback, or comments:
 - CFC Email: hcpf_cfc@state.co.us
 - Via phone: Adam Tucker at 303-866-5472
- John Barry for Accommodations:
 - john.r.barry@state.co.us

What's Next?

- Next Meeting:
 - Wednesday, September 6, 2023
10:00 to 11:30 a.m.
 - [CFC Stakeholder Website](#)

Thank you!



Resources

[Slide deck from the National Resource Center for Participant Directed Services](#)

[CMS Technical Guide for CFC](#)

[CFC Final Regulation](#)

[HCPF CFC Resources webpage](#)

[Final STP](#)

